

MADRAS CITY LAND-REVENUE (AMENDMENT) ACT, 1867 (See LAND-REVENUE, XIV)	Mad.Act6,1867.
MADRAS CITY MUNICIPAL ACT, 1904 (See DOG; FISHING; HACKNEY CARRIAGE; MUNICIPALITY, XV)	Mad.Act3,1904.
MADRAS CITY MUNICIPAL ACT AMENDMENT ACT, 1907	Mad.Act4,1907.
MADRAS CITY POLICE ACT, 1888 [See ANIMAL, B; ARMS, AMMUNITION AND MILITARY STORES; BROTHEL AND DISORDERLY HOUSE; CRIMINAL PROCEDURE (INDIAN); CRUELTY TO ANIMALS, B; DISTURBED DISTRICT; DOG; EXCISE; FIRE, II; GAMING; HOSPITAL; INDIAN MILITARY AND NAVAL FORCES; INFANT; MER- CHANT SHIPPING; MUNICIPALITY, XV; NUISANCE; PLACES OF PUBLIC RESORT OR ENTERTAINMENT; POLICE, I; POLICY OF IN- SURANCE; STOLEN PROPERTY; STREETS, THOROUGHFARES AND PUBLIC PLACES; TRESPASS; UNCLAIMED PROPERTY; WEIGHTS AND MEASURES]	Mad.Act3,1888.
MADRAS CITY POLICE (AMENDMENT) ACT, 1898	Mad.Act3,1898.
MADRAS CITY POLICE ACT AMENDMENT ACT, 1905	Mad.Act4,1905.
MADRAS CITY POLICE (AMENDMENT) ACT, 1907 (See POLICE, I)	Mad.Act3,1907.
MADRAS CIVIL COURTS ACT, 1873 (See CIVIL COURTS, XII; GANJAM AND VIZAGAPATAM DISTRICTS; OATH AND AFFIRMATION; SEAL; VALUATION OF SUITS)	Act3,1873.
MADRAS CIVIL COURTS ACT, 1885	Act21,1885.
MADRAS CIVIL COURTS (AMENDMENT) ACT, 1877	Act19,1877.
MADRAS COAST-LIGHTS ACT, 1904 (See MERCHANT SHIPPING)	Act9,1904.
MADRAS COFFEE-STEALING PREVENTION ACT, 1878 (See COFFEE)	Mad.Act8,1878.
MADRAS COFFEE-STEALING PREVENTION ACT AMEND- MENT ACT, 1900	Mad.Act2,1900.
MADRAS COLLECTOR'S REGULATION, 1803 (See CUSTOMS; EXCISE; LAND-REVENUE, XIII; LOAN, B; PARTITION AND UNION, ETC.; REGISTRATION OF LAND; SALT)	Mad.Reg.2,1803.
MADRAS COMPULSORY LABOUR ACT, 1858 (See DRAINAGE V, IRRIGATION, VI)	Act1,1858.
MADRAS COURT OF WARDS ACT, 1902 (See BOARD OF REV- ENUE; COURT OF WARDS, E; ENDOWMENT, 2; PUBLIC OFFICER)	Mad.Act1,1902.
MADRAS COURT OF WARDS (AMENDMENT) ACT, 1899	Mad.Act4,1899.
MADRAS COURT OF WARDS REGULATION, 1804 (See BOARD OF REVENUE; COURT OF WARDS; LAND-REVENUE, XIII; MINOR; MINORITY)	[1]Mad.Reg.5,1804.
MADRAS DISTRICT LIMITS ACT, 1865 (See DISTRICT; LAND- REVENUE, XIII)	Mad.Act1,1865.
MADRAS DISTRICT MUNICIPALITIES ACT, 1884 (See ENDOWMENT; MUNICIPALITY, XIV)	Mad.Act4,1884.
MADRAS DISTRICT MUNICIPALITIES ACT AMENDMENT ACT, 1897 1909	{ Mad.Act3,1897. Mad.Act5,1909.
MADRAS DISTRICT MUNICIPALITIES (AMENDMENT) ACT, 1899	Mad.Act1,1899.
MADRAS DISTRICT POLICE ACT, 1859 (See POLICE, I)	Act24,1859.
MADRAS DISTRICT POLICE (AMENDMENT) ACT, 1865 (See POLICE, I)	Mad.Act5,1865.

[1] Rep. except in Scheduled districts, Mad. Act 1, 1902.

MADRAS IRRIGATION CESS ACT, 1865 (<i>See</i> IRRIGATION, VI)	Mad. Act 7, 1865.
MADRAS IRRIGATION CESS (AMENDMENT) ACT, 1900 (<i>See</i> IRRIGATION, VI)	Mad. Act 5, 1900.
MADRAS KARNAMS REGULATION, 1802 (<i>See</i> VILLAGE)	Mad. Reg. 29, 1802.
MADRAS LAND ENCROACHMENT ACT, 1905 [<i>See</i> LAND (INDIAN LAW), H; RIVER; ROAD; SEA]	Mad. Act 3, 1905.
MADRAS LAND REGISTRATION REGULATION, 1802 (<i>See</i> REGISTRATION OF LAND)	Mad. Reg. 26, 1802.
MADRAS LAND-REVENUE ASSESSMENT ACT, 1876 (<i>See</i> LAND-REVENUE, XIII; REGISTRATION OF LAND)	Mad. Act 1, 1876.
MADRAS LOCAL BOARDS ACT, 1884 (<i>See</i> LOCAL SELF-GOVERN- MENT, VII; MUNICIPALITY, XIV)	Mad. Act 5, 1884.
MADRAS LOCAL BOARDS ACT (AMENDMENT) ACT, 1900	Mad. Act 6, 1900.
MADRAS LOCAL BOARDS AND RENT RECOVERY (AMEND- MENT) ACT, 1890	Mad. Act 3, 1890.
MADRAS MOTOR-VEHICLES ACT, 1907 (<i>See</i> MOTOR CARS AND CYCLES)	Mad. Act 1, 1907.
MADRAS MUNICIPAL POLICE ACT, 1878 (<i>See</i> MUNICIPALITY, XIV, XV)	Mad. Act 7, 1878.
MADRAS NATIVE PUBLIC OFFICERS REGULATION, 1822 (<i>See</i> PUBLIC OFFICER)	Mad. Reg. 7, 1822.
MADRAS OFFICIAL SEALS ACT, 1865 (<i>See</i> SEAL)	Mad. Act 6, 1865.
MADRAS OUTPORTS LANDING AND SHIPPING FEES ACT, 1885; (<i>See</i> PORT)	Mad. Act 3, 1885.
MADRAS PANCHAYATS ACT, 1840 (<i>See</i> VILLAGE COURTS)	Act 8, 1840.
MADRAS PARTITION DEEDS (VALIDATION) ACT, 1884 (<i>See</i> PARTITION AND UNION OF IMMOVEABLE PROPERTY)	Act 2, 1884.
MADRAS PERMANENT SETTLEMENT REGULATION, 1802 (<i>See</i> LANDLORD AND TENANT, VIII; PERMANENT SETTLEMENT; VILLAGE)	Mad. Reg. 25, 1802.
MADRAS PERMANENT SETTLEMENT (INTERPRETATION) REGULATION, 1822 (<i>See</i> LANDLORD AND TENANT, VIII)	Mad. Reg. 4, 1822.
MADRAS PIER ACT, 1863 (<i>See</i> PORT)	Mad. Act 5, 1863.
MADRAS PIER (AMENDMENT) ACT, 1871	Mad. Act 7, 1871.
MADRAS PLANTERS LABOUR ACT, 1903 (<i>See</i> CONTRACT; LABOUR)	Mad. Act 1, 1903.
MADRAS PORT TRUST ACT, 1905 [<i>See</i> CANAL; CUSTOMS (SEA); MERCHANT SHIPPING; MUNICIPALITY, XV; PORT; PORT COMMISSIONERS, ETC.]	Mad. Act 2, 1905.
MADRAS PORTS POLICE ACT, 1881 (<i>See</i> POLICE, I)	Mad. Act 1, 1881.
MADRAS PROPRIETARY ESTATES' VILLAGE-SERVICE ACT, 1894 (<i>See</i> VILLAGE)	Mad. Act 2, 1894.
MADRAS PROPRIETARY ESTATES AND SURVEY (AMEND- MENT) ACT, 1900	Mad. Act 4, 1900.
MADRAS PUBLIC PROPERTY MALVERSATION ACT, 1837 (<i>See</i> PUBLIC OFFICER)	Act 36, 1837.
MADRAS REGISTRATION OF BIRTHS AND DEATHS ACT, 1899 (<i>See</i> REGISTRATION OF BIRTHS, ETC.)	Mad. Act 3, 1899.
MADRAS RENT AND REVENUE SALES ACT, 1839 (<i>See</i> LANDLORD AND TENANT, VIII; LAND-REVENUE, XIII)	Act 7, 1839.
MADRAS RENT RECOVERY (AMENDMENT) ACT, 1896	Mad. Act 1, 1896.

MADRAS REVENUE COMMISSIONER ACT, 1849 (<i>See LAND-REVENUE; XIII</i>)	Act 10, 1849.
MADRAS REVENUE INQUIRIES ACT, 1893 (<i>See LAND-REVENUE, XIII; PUBLIC OFFICER</i>)	Mad. Act 5, 1893.
MADRAS REVENUE MALVERSATION REGULATION, 1822 (<i>See PUBLIC OFFICER</i>)	Mad. Reg. 9, 1822.
MADRAS REVENUE MALVERSATION (AMENDMENT) REGULATION, 1823 (<i>See PUBLIC OFFICER</i>)	Mad. Reg. 3, 1823.
MADRAS REVENUE MALVERSATION (AMENDMENT) REGULATION, 1832 (<i>See PUBLIC OFFICER</i>)	Mad. Reg. 3, 1832.
MADRAS REVENUE RECOVERY ACT, 1864 (<i>See IRRIGATION, VI; LANDLORD AND TENANT, VIII; LAND-REVENUE, XIII</i>)	Mad. Act 2, 1864.
MADRAS REVENUE RECOVERY (AMENDMENT) ACT, 1884	Mad. Act 3, 1884.
MADRAS REVENUE RECOVERY (AMENDMENT) ACT, 1897	Mad. Act 1, 1897.
MADRAS REVENUE RECOVERY AMENDMENT ACT, 1909	Mad. Act 1, 1909.
MADRAS REVENUE RECOVERY (MILITARY PROPRIETORS) REGULATION, 1817 (<i>See INDIAN MILITARY AND NAVAL FORCES; LAND-REVENUE, XIII</i>)	Mad. Reg. 8, 1817.
MADRAS REVENUE SUMMONSES ACT, 1869 (<i>See LAND-REVENUE, XIII</i>)	Mad. Act 3, 1869.
MADRAS RIVERS CONSERVANCY ACT, 1884 (<i>See IRRIGATION, VI; RIVER</i>)	Mad. Act 6, 1884.
MADRAS RIVERS CONSERVANCY (AMENDMENT) ACT, 1885	Mad. Act 2, 1885.
MADRAS SALE OF MINORS' ESTATES REGULATION, 1831 (<i>See COURT OF WARDS, E; LAND-REVENUE, XIII</i>)	Mad. Reg. 10, 1831.
MADRAS SALT ACT, 1889 (<i>See SALT</i>)	Mad. Act 4, 1889.
MADRAS SATI REGULATION, 1830 (<i>See HINDU WIDOW</i>)	Mad. Reg. 1, 1830.
MADRAS STAMP PENALTIES REGULATION, 1831 (<i>See COURT-FEES, 4</i>)	Mad. Reg. 5, 1831.
MADRAS STATE OFFENCES REGULATION, 1808 (<i>See STATE OFFENCES</i>)	Mad. Reg. 7, 1808.
MADRAS STATE PRISONERS REGULATION, 1819 (<i>See ATTACHMENT; STATE PRISONER</i>)	Mad. Reg. 2, 1819.
MADRAS STEAM-BOILERS AND PRIME-MOVERS, ACT, 1893. (<i>See STEAM-BOILERS AND PRIME-MOVERS</i>)	Mad. Act 3, 1893.
MADRAS STEAM-BOILERS AND PRIME-MOVERS (AMENDMENT) ACT, 1904 1899	Mad. Act 1, 1904. Mad. Act 7, 1909.
MADRAS SUBORDINATE COLLECTORS AND REVENUE MALVERSATION (AMENDMENT) REGULATION, 1828 (<i>See LAND-REVENUE, XIII; PUBLIC OFFICER</i>)	Mad. Reg. 7, 1828.
MADRAS SURVEY AND BOUNDARIES ACT, 1897 (<i>See BOUNDARIES AND SURVEY-MARKS; SURVEY OF LAND; VILLAGE</i>)	Mad. Act 4, 1897.
MADRAS UNCOVENANTED OFFICERS' ACT, 1857 (<i>See LAND-REVENUE, XIII</i>)	Act 7, 1857.
MADRAS UNIVERSITY ACT, 1857 (<i>See UNIVERSITY</i>)	Act 27, 1857.
MADRAS VILLAGE COURTS ACT, 1889 (<i>See LEGAL PRACTITIONER; VILLAGE COURTS</i>)	Mad. Act 1, 1889.
MADRAS VILLAGE PANCHAYATS REGULATION, 1816 (<i>See VILLAGE COURTS</i>)	Mad. Reg. 5, 1816.
MADRAS VILLAGE PANCHAYATS REGULATION AND THE MADRAS VILLAGE COURTS ACT AMENDMENT ACT, 1904	Mad. Act 4, 1904.

MADRAS VILLAGE POLICE REGULATION, 1821 (<i>See</i> VIL- LAGE)	Mad.Reg.4,1821.
MADRAS VILLAGE POLICE REGULATION, 1816 [<i>See</i> CRIMIN- AL PROCEDURE (INDIAN); INQUEST; STOLEN PROPERTY; VILLAGE]	Mad.Reg.11,1816.
MADRAS VILLAGE LAND DISPUTES REGULATION, 1816 (<i>See</i> PANCHAYAT)	Mad.Reg.12,1816.
MADRAS WILD ELEPHANTS' PRESERVATION ACT, 1873 (<i>See</i> ELEPHANT)	Mad.Act1,1873.
MADRAS UNIVERSITY. <i>See</i> UNIVERSITY.	
MAGAZINES.	
Copyright in. <i>See</i> COPYRIGHT, 1.	
MAGISTRATE.	
Appointment, powers and procedure of. <i>See</i> CRIMINAL PROCE- DURE (INDIAN).	
Cantonment Magistrate; appointment and duties of. <i>See</i> CAN- TONMENT, 1.	
MAIL SHIPS ACTS, 1891 AND 1902. [<i>See</i> POST OFFICE (ENGLISH LAW)]	54-5V.c.31. 2Edw.7,c.86.
MAILS. <i>See</i> POST OFFICE (ENGLISH LAW), 1; (INDIAN LAW), 4.	
MAJHAHAS TENURES IN CHOTA NAGPUR. <i>See</i> LANDLORD AND TENANT, III, B.	
MAJORITY ACT (INDIAN), 1875 (<i>See</i> MINORITY)	Act9,1875.
MALABAR COMPENSATION FOR TENANTS' IMPROVE- MENTS ACT, 1899 (<i>See</i> LANDLORD AND TENANT, VIII)	Mad.Act1,1900.
MALABAR DISTRICT.	
Provisions enacted specially for. <i>See</i> ARMS, 4; MARRIAGE, II, C; MURDEROUS OUTRAGES; SUCCESSION 8(c).	
MALABAR LAND REGISTRATION ACT, 1895 (<i>See</i> LAND- REVENUE, XIII; REGISTRATION OF LAND)	Mad.Act3,1896.
MALABAR MARRIAGE ACT, 1896 (<i>See</i> MARRIAGE, II; MAT- RIMONIAL CAUSES, D; SUCCESSION)	Mad.Act4,1896.
MALABAR MARRIAGE (AMENDMENT) ACT, 1898	Mad.Act1,1898.
MALABAR WAR KNIVES ACT, 1854 (<i>See</i> ARMS, AMMUNITION AND MILITARY STORES).	Act24,1854.
MALABAR WILLS ACT, 1898 (<i>See</i> SUCCESSION)	Mad.Act5,1898.
MALICIOUS DAMAGE ACT, 1861 ^[1] (<i>See</i> MERCHANT SHIPPING)	24-5V.,c.97.
MAMLATDAR'S COURTS ACT, 1906	Bom.Act2,1906.
MAMLATDAR'S COURT.	
Bom. Act 2, 1906, extends to whole of Bombay Presidency except City of Bombay and Aden	Bom.Act2,1906,s.1.
Definitions	" s.3.
Joint Mamlatdar, appointment and jurisdiction of; transfer to and retransfer of cases from	" s.4.
Mamlatdar's Court, power of, to give immediate possession of lands, trees, fisheries, etc., to restore use of water and to issue injunction to restrain disturbance of possession, obstruction of use of water, etc.; period of limitation for suits	" s.5.
Plaint, attendance of witnesses and procedure in suits, in; penalty for false verification of plaint	" ss.7to19,25.

[1] This short title was given by 59 & 60 Vict., c. 14.

MAMLATDAR'S COURT—contd.

Order of and execution ; decision of Mamlatdar not to bar civil suit based on title, etc.	Bom. Act 2, 1906, s. 20 to 22.
Order of Mamlatdar not open to appeal : powers of revision by Collector, High Court and Court of Judicial Commissioner of Sind	„ ss. 23, 24.
Power of Collector to transfer suits from one Mamlatdar to another	„ s. 6.
Bar of certain suits	„ s. 26.

MANPUR PARGANA.

Is a Scheduled District	Act 14, 1874, s. 1, Sch. I, Pt. XII. Act 15, 1874, s. 2, Sch. VI, Pt. XII.
-----------------------------------	---

MANUFACTURE defined. See WORDS AND PHRASES.**MAPS.**

Copyright in. See COPYRIGHT, 1.

MARCHING TROOPS.

Duty of local authorities to perform and supply all reasonable services and accommodation in respect of vessels transporting troops, men, horses, baggage, etc., belonging to army, etc., carriages belonging to Government or employed in military service, embarking or disembarking at any port ; remuneration	Act 2, 1901, s. 4 (2).
Exemption from tolls ; compensation	„ ss. 3 to 6.

1. Preliminary.

Ben. Regs. 11, 1806, and 6, 1825, declared in force—	
throughout Bengal (except Sambalpur District), Eastern Bengal and Agra, except as regards the Scheduled Districts	Act 15, 1874, ss. 6, 7.
in the Santhal Parganas	Reg. 3, 1872, s. 3, Sch.
in the Central Provinces and Sambalpur District (Bengal) (with modifications) ; modifications rep. in Sambalpur, Act 7, 1905	Act 20, 1875, s. 3, Sch. Pt. A.
in Oudh (with modifications)	Act 18, 1876, s. 3.
in Ajmere (with modifications)	Reg. 3, 1877, s. 3, Sch. II.
in Angul District	Reg. 1, 1894, s. 3.
Short titles given to Ben. Regs. 11, 1806, and 6, 1825	Act 5, 1897, s. 4.
Bom. Reg. 22, 1827, ss. 40 to 43, declared in force throughout the Presidency of Bombay, except as regards the Scheduled Districts	Act 15, 1874, s. 5, Sch. III.

2. Bengal, etc.

Commanding Officer to give to Collector or Deputy Commissioner notice of arrival and of supplies, boats and temporary bridges required	Ben. Reg. 11, 1806, s. 2.
Collector or Deputy Commissioner to issue orders to landholders, etc., to provide supplies, boats and bridges	„ s. 3 (1).
Fine for non-compliance with such orders, and procedure for imposing and recovering the same ; appeal	Ben. Reg. 6, 1825, ss. 2 to 5.
Collector or Deputy Commissioner to depute native officer to accompany troops, assist them in obtaining supplies and provide them with means of transport	Ben. Reg. 11, 1806, s. 3 (1).
Police-officer to assist in procuring transport, etc.	„ ss. 3 (1), 6.

MARCHING TROOPS—*contd.*

2. Bengal, etc.—*contd.*

Supplies to be paid for at current market rates; Commanding Officer to redress grievances on complaint	Ben.Reg.11,1806,s.3(2).
Commanding Officer to give certificate as to boats, etc., provided	" s.4(1).
Examination and payment of accounts for supplies, etc.	" s.4(2),(3).
Examination and payment of claims for compensation for injury sustained by landholder, etc., from march or encampment of troops	" s.5.
Report to be made by Collector or Deputy Commissioner to Board of Revenue of complaints of misbehaviour of troops	" s.7.
Ben Reg. 11, 1806, repealed as to coolies	Ben.Reg.3,1820,s.2. (Aj.)Reg.3,1877,s.3. (C.P.)Act20,1875,s.3. (O.)Act18,1876,s.3.
Supply of provisions and labour for marching troops in Angul District	Reg.1,1894,s.55.

3. Bombay Presidency.

Commanding Officer to give notice to District Magistrate of arrival and of aid required	Bom.Reg.22,1827,s.40.
District Magistrate to provide guides, supplies and transport, if required	" s.41(1).
Payment for supplies, etc.	" s.41(2).
Power of District Magistrate to resort to impressment in emergent cases; payment to be made; report to be made to Local Government	" s.42.
Examination and payment of claims for compensation for injury sustained by landholder, etc., from march or encampment of troops	" s.43.

4. Burma.

Duty of headman of ward or village or village police to furnish, on payment, guides, supplies, and means of transport	Bur.Act3,1907,s.7(1)(k). Bur.Act6,1907,s.8(g).
---	---

5. Punjab and North-West Frontier Province.

P. Act 1, 1903, extends to the Punjab	[¹]P.Act1,1903,s.1.
Definitions	" s.2.
Transport Registration Officers; appointment, status, etc., of	" ss.3,4.
" " " " enumeration of animals by, assistance, etc., to be given to, by landowners, assignees of land-revenue, etc.	" ss.5to8.
" " " " preparation of register and valuation of animals by; branding of animals with consent of owner agreeing to sell if required: effect of agreement	" ss.9,10.
Acquisition of animals on occasion of mobilization of troops; declaration of requirement; award, etc., apportionment and payment of compensation; appeal to Collector	" ss.11to24.

[¹] P. Act 1, 1903, has been extended to N.-W. Fr. by notification under Act 14, 1874.

MARCHING TROOPS—*concl'd.*5. Punjab and North-West Frontier Province—*conva.*

Compulsory hire of animals for purposes of military transport within India, exemption of branded animals; acquisition of animals if taken beyond India; compensation	[¹]P. Act 1, 1903, ss. 25, 31(2) (e).
Service of notices	„ s. 27.
Penalties	„ ss. 28, 29.
Prosecution, sanction of Local Government required for; magistrates before whom prosecution may be instituted	„ s. 30.
Power to make rules	„ s. 31.
Provisions of Act to apply to vehicles, and to gear and equipment of animals	„ s. 26.

MARKETS.

Not to be established without written permission of District Magistrate; penalty	Bom. Act 4, 1862, s. 1.
Application for such permission; procedure to be followed by Magistrate before granting it	„ ss. 2, 3.
Order by Magistrate granting or refusing such permission; appeal from order; penalty for breach of order	„ ss. 4, 6, 7.
Act not to extend to islands of Bombay and Kolaba	„ s. 8.
„ „ apply to religious assemblies	„ s. 9.
„ „ restrict Government's powers of control	„ s. 10.

To be under authority of Local Self-government Boards

See *under* LOCAL SELF-GOVERNMENT (*sub-heading* “3. Duties and Powers of Local Authorities”).

Control over, in municipalities:

See *under* MUNICIPALITY (*sub-heading* “The Public Health, Safety and Convenience”).

Control over, in Aden. See ADEN, 3.

See also BRITISH BALUCHISTAN, II, 6 (k).

MARKS. See MERCHANDISE MARKS.

MARRIAGE.

1859. Act 1, s. 105 (8) (Merchant Shipping).	1892. Act 2 (Validation of Marriage of Christians).
1865. Act 15 (Marriage of Parsis).	1894. 57-8 V. c. 60, ss. 240, 253 (Merchant Shipping).
1872. Act 3 (Marriage of persons other than Christians, Parsis, Hindus, etc.).	„ Reg. 1, s. 3 (Laws, Angul).
„ Act 15 (Marriage of Christians).	[²]1895. Act 17 (Validation of Marriage of Christians).
„ Reg. 3, s. 3 (Laws, Santhal Parganas).	1896. Mad. Act 4 (Marriage of Malabar Hindus).
1874. Act 15, s. 3 (Laws Local Extent).	1898. Act 13, s. 4 (Laws, Burma).
„ Reg. 9, s. 3 (Laws, Arakan Hills).	1903. Act 14 (Foreign Marriage).
1876. Reg. 3, s. 28 (Marriage of Convicts, Andamans).	1906. 6 Edw. 7, c. 30 (Deceased Wife's Sister, Colonial Marriage).
1879. 42-3 V. c. 29 (Navy).	„ 6 Edw. 7, s. 40 (Marriage with foreigner abroad).
1890. Reg. 1, s. 3 (Laws, British Baluchistan).	1909. Act 7 (Sikhs, Anand Marriage).
1891. Act 2 (Marriage of Christians).	
1892. 55-6 V. c. 23 (Foreign Countries).	

[¹] P. Act 1, 1903, has been extended to N.-W. Fr. by notification under Act 14, 1874.

[²] Repealed by Act 11, 1901.

MARRIAGE—*contd.*

I.—ENGLISH LAW Of British Subjects out of United Kingdom.

II.—INDIAN LAW.

GENERALLY

- | | | |
|-------------------------|---|-------------------|
| A.—CHRISTIANS | } | 1. Preliminary. |
| B.—PARSIS | | 2. Solemnization. |
| | | 3. Registration. |
| | | 4. Miscellaneous. |

C.—SIKHS.

- | | | |
|-------------------------------------|---|------------------|
| D.—CERTAIN MALABAR HINDUS | } | 1. Preliminary. |
| | | 2. Registration. |

E.—HINDU WIDOWS.

F.—PERSONS OTHER THAN CHRISTIANS,
JEWS, HINDUS, MUHAMMADANS, PAR-
SIS, BUDDHISTS, SIKHS AND JAINAS.

G.—CONVICTS IN ANDAMANS.

I.—ENGLISH LAW.

Of British Subjects out of United Kingdom.

(a) BY MARRIAGE OFFICER IN FOREIGN COUNTRY.

Marriage officers and their districts	55-6V, 23 ss.11,12,24
Power to make marriage regulations; forms	" s.21.
Notice to marriage officer of intended marriage	" ss.23,24
Residence within district necessary of intended marriage	" s.2.
Copies of notice to be suspended in office	" s.3.
New notice after three months, or after decision as to caveat	" s.6.
Consent and power to forbid	" s.4.
Oath before marriage	" s.7.
Caveat; entry of, and transmission of, to Secretary of State for reference to Registrar General in case of doubt	" s.5.
Power to refuse solemnization of marriage where inconsistent with international law	" s.19.
Appeal to Secretary of State on refusal by marriage officer to cele- brate	" ss.5(3),(4),19.
Solemnization in presence of marriage officer and two witnesses, according to rites of Church of England or other form	" ss.3,11,12,24.
Marriage officer may ask particulars	" s.5(5).
Fees to marriage officer	" ss.9(1),20.
Validity of marriages	" s.1.
Proof of residence, consent, etc., not required, nor contrary evi- dence admitted after marriage	" s.13.
False declaration or notice :	
Person making guilty of perjury	" ss.15,16.
Forfeiture, etc., where marriage obtained by	" s.14.
Notice of marriage intended to be solemnized in India, under 55-6 V. c. 23	Act 14, 1903, s.2.

MARRIAGE—*contd.*I.—ENGLISH LAW—*contd.*

(b) VARIOUS.

Validity of marriages solemnized by chaplain or officer within lines of British army	} Act 14, 1903, s. 22.
Her Majesty's ships on foreign stations; solemnization of marriages on board	} „ s. 12.
Merchant ships; marriages on board to be entered in log, etc.	} 57-8 V. c. 60, ss. 240(6), 253 (7)(ix).
Confirmation of certain marriages celebrated on board Her Majesty's ships	} 42-3 V. c. 29.
Royal Family; Act not to apply to	55-6 V. c. 23, s. 23.
Deceased wife's sister, marriage within British possessions declared legal in certain cases	} 6 Edw. 7, c. 30.
Marriages of British subjects with foreigners abroad	6 Edw. 7, c. 40.
Registration and proof of marriages abroad. <i>See</i> REGISTRATION OF BIRTHS, ETC., A. 5.	

II.—INDIAN LAW.

GENERALLY.

Entry of marriages in official log	Act 1, 1859, s. 105(4).
Registration of marriages. <i>See</i> REGISTRATION OF BIRTHS, ETC., A; B, 2. <i>See also below</i> , A, 3; B, 3; C, 2.	
Effect of marriage— on civil suit. <i>See</i> CIVIL PROCEDURE, 3. on succession. <i>See</i> SUCCESSION, 4, 8 (c).	
Punishment for offences relating to marriage. <i>See</i> CRIMINAL LAW (INDIAN), 20.	
Dissolution of marriage, etc. <i>See</i> MATRIMONIAL CAUSES, A, 3; B, 2; C.	

A.—CHRISTIANS.

1. Preliminary.

Act 15, 1872, extends to whole of British India and, as regards Christian British subjects, to Native States in alliance with Her Majesty	} Act 15, 1872, s. 1.
„ „ declared in force in— the Santhál Parganas	Reg. 3, 1872, s. 3, Sch.
the Arakan Hill District	Reg. 9, 1874, s. 3.
Upper Burma generally (except the Shan States)	Act 13, 1898, s. 4, Sch. I.
British Baluchistan	Reg. 1, 1890, s. 3.
Definitions	Act 15, 1872, s. 3.

2. Solemnization.

By whom alone marriage may be solemnized	Act 15, 1872, ss. 4, 5.
Grant and revocation of licenses to solemnize marriages	„ ss. 6, 9.
Validation of certain licenses granted under former Acts	Act 2, 1891, s. 1(2), (3).
Registrars; appointment, etc., of	Act 15, 1872, ss. 7, 8.
Time and place for	„ ss. 10, 11.

MARRIAGE—*contd.*

II.—INDIAN LAW—*contd.*

A.—CHRISTIANS—*contd.*

2. Solemnization—*contd.*

By licensed minister of religion :

Notice of intended marriage	Act 15, 1872, ss. 12 to 16, Sch. I.
Certificate of receipt of such notice	ss. 17 to 24, Sch. II.
Consent of father or guardian	ss. 18 to 22.
Form of, and witnesses to, marriage	s. 25.
Certificate void if marriage not solemnized within two months	s. 23.
Validation of certain marriages solemnized in Bangalore	[1] Act 17, 1895.
Native Christians (other than Roman Catholics) :	

Marriages of, to be certified if certain conditions fulfilled, without the preliminary notice being given	Act 15, 1872, ss. 60, 61, 65.
Validation of certain marriages between persons only one of whom was a Native Christian, and penalty for solemnizing such marriages in future	Act 2, 1892.

By or in presence of Registrar :

Notice of intended marriage	Act 15, 1872, ss. 38 to 40, Sch. I.
Certificate of receipt of such notice	ss. 41 to 45, 50, Sch. II.
Oath as to absence of impediment and as to abode and consent	s. 42.
Consent of father or guardian	ss. 42, 44, 45, 48.
Petition to Court for order for marriage within fourteen days	s. 43.
" " where consent of father or guardian not obtainable	s. 45.
" " or Governor General in Council when Registrar refuses certificate	ss. 46, 47.
" " or Governor General in Council when Registrar doubts authority of person forbidding marriage	s. 48.
Liability for frivolous protest against issue of certificate	s. 49.
Form of, and witnesses to, marriage	s. 51.
Certificate void if marriage not solemnized within two months	s. 52.
Native Christians ; Registrar to ascertain that they understand notice, certificate and declarations	ss. 57, 58.
Marriage notice-book ; keeping and inspection of	s. 40.

3. Registration.

Of marriages solemnized by minister of religion :

Registration by minister, and transmission of returns to Registrar General of Births, Deaths and Marriages	Act 15, 1872, ss. 27 to 37, 62 to 65, Schs. III, IV, s. 62.
--	---

Of marriages solemnized by or in presence of Registrar :

Registration by Registrar, and transmission of returns to Registrar General of Births, Deaths and Marriages, etc.	ss. 53 to 56, 59, Sch. IV.
Correction of errors in registration	s. 78.

MARRIAGE—*contd.*I.—INDIAN LAW—*contd.*A.—CHRISTIANS—*concl'd.*3. Registration—*contd.*

Searches, and copies of entries	Act 15, 1872, s. 79.
„ „ „ fees for	„ ss. 82 to 84.
Certified copy of entry to be evidence?	„ s. 80.
Transmission of certificates to Registrar General in England	„ s. 81.
Power to make rules	„ ss. 83, 84.
<i>See also</i> REGISTRATION OF BIRTHS, ETC.	

4. Miscellaneous.

Penalties for false oath, declaration, etc., for procuring marriage:	„ s. 66.
„ for forbidding, by false personation, issue of certificate	„ s. 67.
„ for unlawful solemnization, etc.	„ ss. 68 to 74.
„ „ for destroying or falsifying register-book	„ s. 75.
Limitation of prosecutions	„ s. 76.
Certain irregularities not to invalidate marriage	„ s. 77.
Certified copy of certificate, etc., to be evidence	„ s. 80.
Fees	„ ss. 82 to 84.
Power to make rules	„ ss. 83, 84.
„ to declare who shall be deemed to be District Judge	„ s. 85.
Delegation of functions of Governor General in Council	„ s. 86.
Act not to apply to marriages by Consuls, etc.	„ s. 87.
„ „ validate marriage within prohibited degrees	„ s. 88.

B.—PARSIS.

1. Preliminary.

Act 15, 1865 (the Parsi Marriage and Divorce Act, 1865), declared in force throughout British India, except as regards the Sched- uled Districts	} Act 15, 1874, s. 3.
Definitions	
	Act 15, 1865, s. 2.

2. Solemnization.

Requisites to validity—(1) no near relationship; (2) solemniza- tion by Parsi priest in presence of two Parsi witnesses; (3) consent of father or guardian in case of minor	} „ s. 3.
Bigamy; prohibition and punishment of	
Certificate of marriage to be signed; penalty	} „ ss. 4, 5, 9.
„ „ penalty for making false certificate	
	„ ss. 6, 10, 11, Sch.
	„ s. 12.

3. Registration.

Registrar; appointment of	„ s. 7.
„ to register marriages; penalty	„ ss. 6, 13.
Inspection of, and grant of extracts from, register	} „ s. 8.
Register to be evidence	
Penalty for altering, etc., register	„ s. 14.
Transmission of copies of certificates to Registrar General	„ s. 8A.
<i>See also</i> REGISTRATION OF BIRTHS, ETC.	

MARRIAGE—*contd.*

B.—PARSIS—*contd.*

4. Miscellaneous.

Cognizance of offences	Act 15, 1865, ss. 46, 47.
Recovery of fines	„ ss. 48 to 50.
Power to confer powers of Local Government	„ s. 52.

C.—SIKHS.

Validity of Anand marriages among	Act 7, 1909.
---	--------------

D.—CERTAIN MALABAR HINDUS.

1. Preliminary.

Mad. Act 4, 1896, applies to Hindus domiciled in Madras Presidency following the Marumakkatayam or the Aliyasantana Law of Inheritance	} Mad. Act 4, 1896, s. 1.
Definitions	
	„ s. 2.

2. Registration.

Registration of sambandham as a marriage :	
Conditions subject to which registration may be made	„ s. 3.
Registrar ; appointment of	„ s. 4.
„ notice to be given to ; notices how dealt with	} „ ss. 5 to 7, Form A.
„ fees to	
„ attendance by, at residence of parties	„ s. 13.
Objections to registration, how to be dealt with	„ ss. 8 to 10.
Declaration by parties and witnesses	„ s. 11, Form B.
When registration may be made	„ ss. 8, 11.
Marriage notice-book ; keeping and inspection of :	„ s. 6.
Marriage Certificate book :	
Entry of certificate of marriage in	„ s. 12, Form C.
Inspection of, and grant of extracts from	„ s. 14.
Marriage when void	„ ss. 15, 16.
Service of notices	„ s. 25.

E.—HINDU WIDOWS.

See HINDU WIDOWS.

F.—PERSONS OTHER THAN CHRISTIANS, JEWS, HINDUS, MUHAMMADANS, PARSIS, BUDDHISTS, SIKHS AND JAINAS.

Act 3, 1872, extends to whole of British India	Act 3, 1872, s. 1.
„ „ declared in force in—	
the Santhál Parganas	Reg. 3, 1872 s 3
British Baluchistan	Reg. 1, 1890, s. 3.
Angul District	Reg. 1, 1894 s 3
Conditions as to celibacy, age, consent of guardian and relationship	Act 3, 1872, s. 2.

MARRIAGE—*cncltd.*II.—INDIAN LAW—*cncltd.*F.—PERSONS OTHER THAN CHRISTIANS, JEWS, HINDUS, MUHAMMADANS, PARSIS,
BUDDHISTS, SIKHS AND JAINAS—*cncltd.*

Registrar : appointment of	Act 3, 1872, s. 3.
„ „ notice to	„ s. 4, Sch. I.
„ „ fees to	„ s. 14.
Objections to marriage, how to be dealt with	„ ss. 6 to 9.
Solemnization of marriage by registrar	„ ss. 6 to 8, 10 to 12, Sch. II.
Marriage notice-book ; keeping and inspection of	„ s. 5.
Marriage Certificate book :	
Entry of certificate of marriage in	„ s. 13, Sch. III.
Transmission of copies of entries in, to Registrar General of Births, Deaths and Marriages	„ s. 13A.
Inspection of, and grant of extracts from	„ s. 14.
Penalty on married person re-marrying under Act	„ s. 15.
„ for bigamy after marriage under Act	„ s. 16.
„ for making, etc., false declaration or certificate	„ s. 21.
Application of Act 4, 1869 (Divorce), to marriages contracted under Act 3, 1872	„ s. 17.
Application of Act 3, 1872, to issue of persons married thereunder Act 3, 1872, not to affect validity of other marriages or modes of marriage	„ s. 18. „ s. 19.

G.—CONVICTS IN ANDAMANS.

Special requirements for validity of marriage of	Reg. 3, 1876, s. 28.
MARRIAGE WITH FOREIGNERS ACT, 1906 (<i>See</i> MARRIAGE, I)	6 Edw. 7, c. 40.
MARRIAGES VALIDATION ACT, 1892 (<i>See</i> MARRIAGE, I)	Act 2, 1892.
MARRIED WOMAN:	

1. Preliminary.

Act 3, 1874, extends to whole of British India and, as regards British subjects, to Indian States in alliance with Her Majesty	Act 3, 1874, s. 2.
„ „ declared in force in—	
the Santhál Parganas	Reg. 3, 1872, s. 3, Sch.
the Arakan Hill District	Reg. 9, 1874, s. 3.
„ „ in Upper Burma except Shan States	Act 13, 1898, s. 4, Sch. I.
„ „ does not apply where wife or husband is Hindu, Muhammadan, Buddhist, Sikh or Jain	Act 3, 1874, s. 2.
„ „ power to exempt other races, sects or tribes from	

2. Property.

Her earnings to be her separate property	„ s. 4.
May effect policy of insurance independently of husband	„ s. 5.
Policy of insurance effected by husband for benefit of wife or children	„ s. 6.
Legal proceedings by or against her	„ ss. 7, 8.
Husband not liable for her ante-nuptial debts	„ s. 9.
Rights of married woman to property, previous to passing of Naturalization Act, 1870, not affected thereby	35-6 V. c. 39, s. 3.

MARRIED WOMAN—*contd.*2. Property—*contd.*

- Conveyance by married woman in cases governed by English law Act 31, 1854, ss. 2 to 12.
 Deposits made by married woman in Government Savings Bank }
 may be paid to her " Act 5, 1873, s. 13.
 Power of married woman to give power-of-attorney Act 7, 1882, s. 5.

3. Miscellaneous.

- National status of married woman 33-4 V. c. 14, s. 10.
 Maintenance of married woman under order of Magistrate. *See*
 CRIMINAL PROCEDURE (INDIAN), 11 (4).

See also DOWER; HINDU WIDOW; INSOLVENCY, A, 4.

- MARRIED WOMEN'S PROPERTY ACT, 1874 (*See* MARRIED }
 WOMAN; OFFICIAL TRUSTEE; SUCCESSION) Act 3, 1874.

MARTIAL LAW.

- Power of Governor General in Council to establish, in time of war
 or rebellion. *See* STATE OFFENCES.

MASTER defined. *See* WORDS AND PHRASES.

See MERCHANT SHIPPING, 2.

- MATADARS ACT, 1887 [*See* VILLAGE, B, 1 (b)] Bom. Act 6, 1887.

MATRIMONIAL CAUSES.

1820. 1 G. 4, c. 101 (Divorce in England).
 1865. Act 15 (Divorce, etc., of Parsis).
 1866. Act 21 (Dissolution of Marriages of
 Native Converts to Christianity).
 1869. Act 4 (Divorce, etc., of Christians).
 1872. Reg. 3, s. 3 (Laws, Santhal Parganas).
 1874. Act 15, s. 3 (Laws Local Extent).
 " Reg. 9, s. 3 (Laws, Arakan Hills).
 1879. Act 13, s. 27 (Courts, Oudh).
 1884. Act 18, s. 23 (Courts, Punjab).
 1890. Reg. 1, s. 3 (Laws, British Baluchis-
 tan).
 1894. Reg. 1, s. 3 (Laws, Angul).
 1896. Mad. Act 4, ss. 1, 17 to 22 (Divorce,
 etc., of certain Malabar Hindus)
 " Reg. 1, s. 10 (d) (Civil Courts, Upper
 Burma).
 " Reg. 9, s. 7 (3) (Civil Justice, British
 Baluchistan).
 1898. Act 13, s. 4 (Laws, Burma).
 1900. Act 6, s. 25 (d) (Courts, Lower Burma).
 1901. Reg. 7, ss. 6 (1) (c), 53 (a) (Laws, N.-W.
 Fr.).
 1904. Act 2, s. 13 (1) (d) (Courts, Central
 Provinces).
 1908. Act 9, s. 29 (Limitation).

A.—CHRISTIANS GENERALLY

1. Preliminary.
 2. Jurisdiction.
 3. Suits, etc.
 4. Miscellaneous

B.—NATIVE CONVERTS TO CHRIS-
TIANITY.

1. Preliminary.
 2. Suits.
 3. Miscellaneous.

C.—PARSIS

1. Preliminary.
 2. Courts.
 3. Suits.
 4. Miscellaneous.

D.—CERTAIN MALABAR HINDUS

A.—CHRISTIANS GENERALLY.

1. Preliminary.

- Act 4, 1869, extends to whole of British India and, as regards }
 British subjects, to Indian States in alliance with }
 Her Majesty Act 4, 1869, s. 2.

MATRIMONIAL CAUSES—*contd.*A.—CHRISTIANS GENERALLY—*contd.*1. Preliminary—*contd.*

Act 4, 1869, declared in force in—	
the Santhál Parganas	Reg. 3, 1872, s. 3, Sch.
the Arakan Hill District	Reg. 9, 1874, s. 3.
Upper Burma generally (except the Shan States)	Act 13, 1898, s. 4, Sch. 1.
British Baluchistan	Reg. 1, 1890, s. 3.
Angul District	Reg. 1, 1894, s. 3.
Courts may grant relief under Act 4, 1869, only where petitioner is professed Christian and resides in India }	Act 4, 1869, s. 2.
What Courts to be “High Court” for purposes of Act 4, 1869 }	” s. 3(1). Reg. 9, 1896, s. 7(3).
Who to be “District Judge” for purposes of Act 4, 1869—	
generally	Act 4, 1869, s. 3(2).
in British Baluchistan	Reg. 9, 1896, s. 7(3).
in Lower Barma	Act 6, 1900, s. 25(d).
in Upper Burma }	Reg. 1, 1896, s. 10(d)(sub. Reg. 8, 1900).
in Central Provinces	Act 2, 1904, s. 13(1)(d).
in N.-W. Fr. Province	Reg. 7, 1901, s. 53(a).
in Oudh	Act 13, 1879, s. 27.
in Punjab	Act 18, 1884, s. 23(a).
Other definitions	Act 4, 1869, s. 3(3) to (10).

2. Jurisdiction.

Matrimonial jurisdiction of High Courts to be exercised by them and by District Courts subject to Act 4, 1869, but grant of marriage-licenses not affected }	Act 4, 1869, s. 4.
Courts to act on principles of English Divorce Court	” s. 7.
Transfer of proceedings to, and reference to, High Court	” ss. 8, 9.

3. Suits, etc.

For dissolution of marriage	Act 4, 1869, ss. 2, 10 to 17.
For decree of nullity of marriage	” ss. 2, 18 to 20.
” ” rights of children	” s. 21.
For judicial separation	” ss. 22, 23.
” ” rights and position of wife as to property, contracts, etc. }	” ss. 24, 25.
” ” reversal of	” s. 26.
For restitution of conjugal rights	” ss. 32, 33.
Bar to suit for divorce <i>a mensâ et toro</i>	” s. 22.
” ” for criminal conversation	” s. 61.
Order for protection of wife's separate property, when she is deserted by her husband }	” ss. 27 to 31.
Payment of damages and costs by adulterer; settlement of such damages on wife or children }	” ss. 34, 35, 39.
Alimony	” ss. 36 to 38.

MATRIMONIAL CAUSES—*contd.*

A.—CHRISTIANS GENERALLY—*conold.*

3. Suits, etc.—*contd.*

Settlement of adulterous wife's property for benefit of husband and children	Act 4, 1869, s. 39.
Diversion of marriage settlements by Court for benefit of parties and children	" s. 40.
Orders for custody, etc., of children	" ss. 41 to 44.
Code of Civil Procedure applied	" s. 45.
Forms	" s. 46, Sch.
Petitions ; contents of, and verification of	" s. 47.
" service of	" s. 50.
Who to sue on behalf of lunatic or minor	" ss. 48, 49.
Evidence ; how to be taken	" s. 51.
" husband and wife when compellable to give	" s. 52.
Hearing <i>in camera</i> , at discretion of Court	" s. 53.
Adjournments	" s. 54.
Enforcement of decrees and orders	" s. 55.
Appeals	" ss. 55, 56.
Indian Limitation Act, 1908, not to apply to suits under Act 4, 1869	Act 9, 1908, s. 29(2).

4. Miscellaneous.

Liberty to parties to marry again	Act 4, 1869, s. 57.
English clergyman not compelled to solemnize marriage of person divorced for adultery, but must permit another clergyman to use his church for the purpose	" ss. 58, 59.
Validation of dealings with wife under decree for judicial separation or under order, to protect her property	" s. 60.
Power of High Court to make rules	" s. 62.
Taking of evidence in India for bill of divorce in England	1 G. 4. c. 101.

B.—NATIVE CONVERTS TO CHRISTIANITY.

1. Preliminary.

Act 21, 1866, extends to whole of British India	Act 21, 1866, s. 35.
" " declared in force—	
throughout British India, except as regards the	
Scheduled Districts	Act 15, 1874, s. 3.
in the Santhál Parganas	Reg. 3, 1872, s. 3, Sch.
in the Arakan Hill District	Reg. 9, 1874, s. 3.
Definitions	Act 21, 1866, s. 3.

2. Suits.

If native ^{husband} _{wife} converted to Christianity, and native ^{wife} _{husband} in consequence deserts or repudiates ^{him} _{her} for six months, ^{he} _{she} may sue ^{her} _{him} for conjugal society	Act 21, 1866, ss. 4, 5.
What Court to have jurisdiction	" s. 6.
Petition ; form, verification, amendment and service of	" ss. 7, 8, Sch. I.

MATRIMONIAL CAUSES—*contd.*B.—NATIVE CONVERTS TO CHRISTIANITY—*contd.*2. Suits—*contd.*

Citation to respondent	{	Act 21, 1866, ss. 8 to 11, Schs. II, III.
Points to be proved on appearance of petitioner		" s. 12.
Interrogation of respondent ; adjournment for a year		" ss. 13 to 17.
Commission for examination of parties		" s. 20.
Proof of marriage and desertion or repudiation		" s. 21.
Application of portions of Code of Civil Procedure		" ss. 10, 20, 22.
Dismissal and revival of suit		" ss. 23 to 26.
Decree for dissolution of marriage		" ss. 16 to 18, 24.
Alimony		" s. 28.
Rights of children		" s. 27.
No appeal ; reference to High Court		" ss. 29 to 33.

3. Miscellaneous.

Liberty to parties to marry again ; right of minister to refuse to solemnize marriage	}	" s. 19.
Act 21, 1866, not to invalidate Roman Catholic marriages	"	s. 34.

C.—PARSIS.

1. Preliminary.

Act 15, 1865, declared in force throughout British India, except as regards the Scheduled Districts	}	Act 15, 1874, s. 3.
Definitions		Act 15, 1865, s. 2.

2. Courts.

Parsi Chief Matrimonial Courts and Parsi District Matrimonial
Courts :

Constitution of		Act 15, 1865, ss. 15 to 17.
Judge of		" ss. 16, 17.
Delegates of	}	" ss. 16, 17, 21 to 24.
Local limits of jurisdiction of		" ss. 16 to 19.
Seal of		" s. 20.
Who may practise in		" s. 25.
In which Courts suits to be brought		" s. 26.

3. Suits.

For decree of nullity		" ss. 27, 28.
" " of dissolution, in case of absence		" s. 29.
" divorce or judicial separation : grounds for decree ; alimony		" ss. 30 to 35.
" restitution of conjugal rights		" s. 36.
Bar to suits to enforce marriage or contract connected with marriage when husband less than 16 or wife less than 14	}	" s. 37.
Hearing <i>in camera</i> , at request of either party		" s. 38.
Code of Civil Procedure applied		" s. 40.
Functions of Judge and delegates, respectively		" s. 41.

MATRIMONIAL CAUSES—*conold.*

C.—PARSIS—*contd.*

3. Suits—*contd.*

Appeal to High Court	Act15,1865,s.42.
Children ; custody and maintenance of	„ s.44.
„ settlement of wife's property for benefit of	„ s.45.

4. Miscellaneous.

Liberty to parties to marry again	„ s.43.
Power of High Court to make rules	„ s.51.
„ to confer powers of Local Government	„ s.52.

C.—CERTAIN MALABAR HINDUS.

Mad. Act 4, 1896, applies to Hindus domiciled in Madras Presidency following the Marumakkatayam or the Aliyasantana Law of Inheritance	Mad. Act4,1896,s.1.
Right of wife and children to maintenance	„ s.17.
Guardianship of wife and children	„ s.18.
Divorce : suit for ; alimony	„ ss.19to22.

MEASUREMENT OF SHIPS. *See* MERCHANT SHIPPING, 1 (d).

MEASURES. *See* WEIGHTS AND MEASURES.

MEASURES OF LENGTH ACT, 1889 (*See* WEIGHTS AND MEASURES) } Act2,1889.

MEDICAL ACT, 1886 }
 „ „ (1886) AMENDMENT } (*See* MEDICAL PRACTITIONER) }
 ACT, 1905 } 49-50V.c.48.
 5Edw.7,c.14.

MEDICAL PRACTITIONER.

Colonial and Foreign Practitioners.

Registration in England of practitioners with recognised diploma } 49-50V.c.48,ss.11,12,13
Appeal to Privy Council from refusal of General Council to recognise diploma } „ s.13.
Separate list of colonial and foreign practitioners in register ; } „ ss.14,15.
addition of colonial or foreign titles } „ s.16.
Addition of certain foreign medical degrees in register } „ s.17.
Power by Order in Council to define British Possessions and } „ s.18.
foreign countries to which Act applies } „ s.18.
Colonial practitioner entitled to serve as medical officer in ship } „ s.18.
registered in colony } „ s.18.
Port of a British possession under a local legislature may be declared to be a separate British possession for the purposes of the Medical Act, 1886 } 5Edw.7,c.14.

MEHWASSI CHIEFS.

Certain villages belonging to, are Scheduled Districts	Act14,1874,s.1,Sch.I., Pt.II. Act15,1874,s.2,Sch.VI., Pt.II.
--	---

MEMBER OF COUNCIL.

Of Secretary of State.	<i>See</i> GOVERNMENT OF INDIA, 2 (a).
Of Governor General.	„ „ „ 2 (b).
Of Governor or Lieutenant-Governor.	„ „ „ 2 (c).

MERCHANDISE MARKS ACT (INDIAN), 1889	Act4,1889.
MERCHANDISE MARKS.	
Forfeiture of foreign manufactures with British marks	39-40V.c.36,s.153.
Act 4, 1889, declared in force in Upper Burma except Shan States	Act13,1898,s.4,Sch.I.
Trade-mark defined	Act4,1889,s.3(I.P.C.,s.478).
„ false; penalty for using	„ s.3(I.P.C.,ss.480,482).
„ penalty for counterfeiting, etc.	„ s.3(I.P.C.,ss.483,485).
„ counterfeit; penalty for selling, etc., goods having	„ s.3(I.P.C.,s.486).
Property-mark defined	„ s.3(I.P.C.,s.479).
„ false; penalty for using	„ s.3(I.P.C.,ss.481,482).
„ penalty for counterfeiting, etc.	„ s.3(I.P.C.,ss.483to485).
„ counterfeit; penalty for selling, etc., goods having	„ s.3(I.P.C.,s.486).
„ penalty for tampering with	„ s.3(I.P.C.,s.489).
False mark; penalty for making, on goods, or for using such mark	„ s.3(I.P.C.,ss.487,488).
Trade description and false trade description:	
Definitions	„ ss.2,4,5.
Penalty for applying false description, or selling goods to which false description applied	„ ss.6,7.
	Bom.Act5,1878,s.46.
	Mad.Act1,1886,s.57.
Prohibition of importation of goods bearing false marks	Act8,1878,s.18.
	Act4,1889,s.19.
Detention and confiscation of such goods	Act8,1878,s.19A.
Stamping of length on piece-goods	Act4,1889,ss.12,19.
	Act8,1878,s.18.
Acquittal where contravention of the law relating to marks or descriptions was unintentional	Act4,1889,s.8.
Forfeiture of goods in respect of which offence committed:	
appeal	„ s.9.
Evidence of origin of goods imported by sea	„ s.13.
Costs of prosecutions and defence	„ s.14.
Limitation of prosecutions	„ s.15.
Power to issue instructions as to administration of Act	„ s.16.
Implied warranty on sale of marked goods	„ s.17.
Savings as to proceedings under other laws and prosecution of servants	„ s.18.
Sampling	„ s.20.
Non-disclosure of source of information as to commission of offence	„ s.21.
Punishment of abetment in British India of acts done out of British India	„ s.22.
MERCHANT SEAMEN. See MERCHANT SHIPPING, 2.	
MERCHANT SHIPPING ACT, 1894 (See ALIEN; COASTING TRADE; DEBT; GOVERNMENT OF INDIA; MARRIAGE, I; MERCHANT SHIPPING; NAVY; REGISTRATION OF BIRTHS, ETC.; SEA; TRUST; WEIGHTS AND MEASURES)	57-8V.c.60.

MERCHANT SHIPPING ACT, 1897 (<i>See</i> MERCHANT SHIPPING)	60-IV.c.59.
" " " 1906 (<i>See</i> MERCHANT SHIPPING ; SEA)	6Edw.7,c.48.
" " " 1907 (<i>See</i> MERCHANT SHIPPING)	7Edw.7,c.52.
MERCHANT SHIPPING (LIABILITY OF SHIP-OWNERS) ACT, 1898 (<i>See</i> MERCHANT SHIPPING)	61-2V.c.14.
MERCHANT SHIPPING (LIABILITY OF SHIP-OWNERS AND OTHERS) ACT, 1900 (<i>See</i> MERCHANT SHIPPING)	63-4V.c.32.
MERCHANT SHIPPING (MERCANTILE MARINE FUND) ACT, 1898 (<i>See</i> MERCHANT SHIPPING ; PUBLIC WORKS)	61-2V.c.44.
MERCHANT SHIPPING.	

1823. 4 G. 4, c. 80, ss. 25, 26, 28, 31, 32 (Lascars).	1887. Act 10 (Native Passenger Ships).
1825. 6 G. 4, c. 78, s. 9 (Hoisting flag in case of plague, etc.).	" Ben. Act 4, s. 18 (Pilots, Chittagong).
1838. Act 19 (Coasting and fishing vessels and harbour craft, Bombay Presidency).	" Bom. Act 2, ss. 10 to 16 (Muhammadan Pilgrims to the Hedjaz).
1841. Act 10 (Registration ; Passes for ships of Native States).	1888. Bom. Act 5, s. 52 (Pilots, Aden).
1849. 12-3 V. c. 25 (Desertion).	" Mad. Act 3, s. 70 (Deserters, Madras City).
1850. 13-4 V. c. 26 (Salvage).	1890. 53-4 V. c. 37, s. 5, Sch. I (Foreign Jurisdiction).
" Act 5 (Coasting trade).	1891. 54-5 V. c. 50, s. 1 (Affidavits).
" Act 11 (Registration ; Passes for ships of Native States).	" Act 6 (Amendments).
1853. 16-7 V. c. 107, s. 229 (Coasting trade).	1894. 57-8 V. c. 60 (Consolidation).
1859. Act 1 (Merchant Seamen).	" Act 15 (Validation of Bombay certi- ficates to engineers).
" Act 12 (Trial of Pilots, Calcutta).	1895. Act 14 (Pilgrims).
1861. 24-5 V. c. 97, ss. 42, 43, 56 (Malicious Injury).	1896. 59-60 V. c. 12 (Reports of Floating Derelicts).
1864. 27-8 V. c. 25, ss. 40, 41, 46 (Convoy Salvage).	" Ben. Act 1, ss. 10 to 17 (Muhammadan Pilgrims to the Hedjaz).
" Bom. Act 2, s. 15 (Life-saving appliances).	1897. 60-1 V. c. 59 (Under-manning).
1866. 29-30 V. c. 109, s. 31 (Convoy).	1898. 61-2 V. c. 14 (Shipowner's Liability).
" Ben. Act 4, s. 42 (Deserters, Calcutta).	" 61-2 V. c. 44 (Fees, Light-dues).
1874. Act 15, ss. 3, 5 (Laws Local Extent).	" Act 6, ss. 40 to 42 (Post Office).
1876. 39-40 V. c. 20, s. 2 (Portuguese Desert- ers).	1900. 63-4 V. c. 32 (Liability of shipowners, etc.).
" Act 13 (Merchant Seamen).	1904. Act 9 (Madras Coast lights).
1879. Act 9 (Burma Coast Lights).	1905. 5 Edw. 7, c. 10 (Liability of Shipown- ers, etc.).
" Bom. Act 6, s. 72 (Pilots, Bombay Port).	" Mad. Act 2, ss. 91 to 94 (Pilots, Madras Port).
1880. Act 7. (Safety ; Ship-surveyors ; Dis- tressed Seamen ; Wreck).	1906. 6 Edw. 7, c. 48 (Merchant Shipping Amendment).
1881. 44-5 V. c. 69, s. 27 (Fugitive Offenders).	" 6 Edw. 7, c. 58, ss. 7, 11, 13 (Workmen's Compensation).
1883. Act 5 (Casualties ; Officers' Certificates ; Agreements ; Distressed Seamen).	1907. 7 Edw. 7, c. 52 (Tonnage and Measure- ment).
" Act 12 (Pilots, Lower Burma).	1908. Act 15, ss. 31, 35, 51 to 53 (Pilots, Hoisting signals in river).
1884. Act 7 (Steam-ships).	" Bur. Act 5 (Pilots Amendment).
1885. Act 12 (Passengers).	
1886. Bom. Act 6, s. 55 (Pilots, Karachi).	

MERCHANT SHIPPING—*contd.*

- | | |
|---|------------------------------------|
| 1. Ships and Shipowners. | 7. Prevention of Accidents. |
| 2. Masters and Seamen. | 8. Casualties, Wreck, and Salvage. |
| 3. Passengers. | 9. Pilotage. |
| 4. Coasting vessels, fishing vessels and harbour craft (Bombay Presidency). | 10. Lighthouses. |
| 5. Certain Indian Ships. | 11. Supplemental Provisions. |
| 6. Cargo. | 12. Miscellaneous. |

Short title of Act	57-8V.c.60,s.747.
Commencement of Act	„ s.748.

1. Ships and Shipowners.

(a) NATIONALITY.

Capacity to own British ship (<i>see also</i> ALIEN, 1)	„ s.1.
National character of ship	„ ss.68to72.
Oath of allegiance by certain shipowners	„ s.1(ii).
Provisions as to flag, etc.	„ ss.73to75.
Certain Indian ships. <i>See below.</i> 4, 5.	

(b) LIABILITY OF SHIPOWNERS.

Liability of beneficial owner of ship	„ s.58.
„ of owner of “emigrant ship”	„ s.359.
„ of shipowner for loss by fire, robbery, etc.	„ s.502.
	61-2V.c.14.
	6Edw.7,c.48,ss.70,71,85.
	57-8V.c.60,s.503.
	61-2V.c.14.
„ „ „ of life, personal injury, goods lost or damaged	63-4V.c.32,ss.1,3.
	5Edw.7,c.10.
	6Edw.7,c.48,ss.69to71,85.
	6Edw.7,c.58,s.7.
„ „ proceedings for ascertaining and apportioning damages in case of loss of life, personal injury, or loss or damage to goods	57-8V.c.60,ss.504to509.
„ „ (criminal and civil), for unseaworthiness	„ ss.457,458.
	Act7,1880,ss.5,6.
„ „ for neglect as to grain cargoes	57-8V.c.60,s.452.
	Act7,1880,s.32.
„ of railway company as carrier for sea transit. <i>See</i> RAILWAY, 7.	
	57-8V.c.60,s.693.
	Act1,1859,s.113.
	Act9,1879,s.10.
	Act7,1884,s.40.
	Act10,1887,s.46.
	Act14,1895,s.51.
	Ben.Act1,1896,ss.15,17.
	Bom.Act2,1887,s.15.
Penalties and sums payable by shipowners recoverable by distress on ship	57-8V.c.60,s.688.
	„ s.76.
Arrest of foreign ship for damage	
Proceedings on forfeiture of ship	

MERCHANT SHIPPING—*contd.*1. Ships and Shipowners—*contd.*

(c) REGISTRATION AND DEALINGS WITH REGISTERED SHIPS.

Name of ship : rules as to	{	57-8V.c.60,s.47. 6Edw.7,c.48,s.50.
Obligation to register British ships		57-8V.c.60,ss.2,3.
Registry of Government ships ; power to make rules		6Edw.7,c.48,s.80.
Registry of British ships ; procedure for		57-8V.c.60,ss.4to13.
„ powers of Governor, etc., in colonies	{	„ ss.89,90. 6Edw.7,c.48,s.80.
Register book ; particulars to be entered in		57-8V.c.60,ss.5,11.
Survey and measurement before registry		„ s.6.
Registry ; application for		„ s.8.
„ declaration of ownership on		„ s.9.
„ evidence on first		„ s.10.
„ port of		„ s.13.
Registry, closing of	{	„ ss.21,44. 6Edw.7,c.48,s.52.
Registration, inquiry into title of registered ship to		6Edw.7,c.48,s.51.
Registrar ; documents to be retained by		57-8V.c.60,s.12.
Number of persons who may be registered as joint owners		„ s.5.
Trusts ; entry of, on register, prohibited		„ s.56.
Equities not excluded by Act		„ s.57.
Registrars of British ships		„ s.4.
Marks required before registry		„ s.7.
Abandoned ships ; restrictions on re-registration of		„ s.54.
Foreign ports of registry		„ s.88.
Registry of managing owner of British ship		„ s.59.
Certificate of registry ; grant and form of		„ ss.14,17,18.
„ „ indorsements on		„ ss.19,20.
„ „ custody and delivery of	{	„ ss.15,21. 6Edw.7,c.48,s.52.
„ „ penalty for improper use of		57-8V.c.60,s.16.
„ „ provisional, in case of loss		„ s.18.
„ „ „ on ship becoming British		„ s.22.
„ „ „ on alteration of ship		„ s.50.
„ „ terminable, in colonies		„ s.90.
„ „ temporary pass in lieu of		„ s.23.
Transfer and transmission of ships ; rules as to		„ ss.24to30.
„ „ „ jurisdiction of Courts to } order sale or prohibit } transfer		„ ss.28to30.
Forgery and false declarations		„ ss.66,67.
Mortgages of ships ; rules as to	{	„ ss.31to38. 6Edw.7,c.48,s.52.
Certificates of mortgage and sale	{	57-8V.c.60,ss.39to46. 6Edw.7,c.48,s.52.
Registry of alterations, registry anew, and transfer of registry	{	57-8V.c.60,ss.48to54. 6Edw.7,c.48,s.53.

MERCHANT SHIPPING—*contd.*2. Masters and Seamen—*contd.*(a) CERTIFICATES TO OFFICERS—*contd.*

Examination of, and certificates to, engineers	{	57-8V.c.60,ss.92,93,96,98. Act7,1884,ss.26,27,31 to 34,36.
Validation of "Indian Foreign Trade Certificates of Competency" granted to engineers under authority of Government of Bombay	{	Act15,1894.
Fees for certificates	{	57-8V.c.60,s.97,Sch.IV. Act1,1859,s.10. Act7,1884,s.36(c).
Certificates of service	{	57-8V.c.60,s.99. Act1,1859,s.12.
„ form and record of	{	57-8V.c.60,s.100. Act1,1859,s.15. Act7,1884,ss.27,29,36.
„ loss of	{	57-8V.c.60,s.101 Act1,1859,s.16. Act7,1884,s.30.
„ production of	{	57-8V.c.60,s.103. Act1,1859,ss.31,32. Act7,1884,s.35.
„ forgery of	{	57-8V.c.60,s.104.
Power by Order in Council to give effect to colonial certificates to masters, mates, and engineers	{	„ s.102.
Suspension or cancelling of certificates. <i>See below, 2 (g).</i>		

(b) ENGAGEMENT OF SEAMEN AND APPRENTICES TO SEA-SERVICE.

Apprentices to sea-service. (<i>See also</i> APPRENTICE)	{	57-8V.c.60,ss.105 to 109. Act1,1859,s.4.
Licenses to supply seamen	{	57-8V.c.60,ss.110 to 112. Act1,1859,ss.18 to 20.
Fees payable on engagements	{	„ ss.5,6,Sch.
Power to prohibit engagement of natives of India	{	Act13,1876,s.5.
Agreements with crew : form, contents, execution, publication and production of	{	57-8V.c.60,ss.113 to 124. Act1,1859,ss.22 to 34. Act5,1883,ss.26 to 30.
„ „ lascars, etc.	{	57-8V.c.60,s.125. Act1,1859,ss.5,115,116. 117.
„ „ seamen as to salvage	{	Act5,1883,ss.28,29. 57-8V.c.60,s.156. Act1,1859,s.48.
Power of Court to rescind agreements	{	57-8V.c.60,s.168.
Rating of seamen	{	„ ss.126,746(3). 6Edw.7,c.48,s.58.
Disrating of seamen	{	6Edw.7,c.48,s.59.

(c) RIGHTS AND PRIVILEGES OF SEAMEN DURING SERVICE.

Obligation of owner to seamen as to unseaworthiness	{	57-8V.c.60,s.458. Act7,1880,s.6.
---	---	-------------------------------------

MERCHANT SHIPPING—*contd.*2. Masters and Seamen—*contd.*(c) RIGHTS AND PRIVILEGES OF SEAMEN DURING SERVICE—*contd.*

		57-8V.c.60,ss.198,199, 206.
Provisions and water		6Edw.7,c.48,ss.25,26. Act1,1859,ss.47,64to66, 71. Act5,1883,ss.27,28.
Weights and measures on board		57-8V.c.60,s.201. Act1,1859,s.68.
Anti-scorbutics, medicines, and medical attendance ; what ships to carry medical practitioner		57-8V.c.60,ss.200,202to 205,209,Sch.V. 6Edw.7,c.48,ss.34,35,49. Act1,1859,ss.67,69,71.
Accommodation		57-8V.c.60,ss.79,210,Sch. VI. 6Edw.7,c.48,s.64. Act1,1859,ss.70,71.
Right to make complaint		57-8V.c.60,s.211. Act1,1859,s.72.
Restrictions on recovery of debt from seaman during voyage		57-8V.c.60,s.213. Act1,1859,s.74.
Imposition by lodging-house-keepers on, and detention of effects of, seamen		57-8V.c.60,ss.214to217. Act1,1859,ss.75to78.
Application of Workmen's Compensation Act, 1906		6Edw.7,c.58,ss.7,13.

(d) TERMINATION OF SEAMAN'S SERVICE.

Discharge of seamen in United Kingdom		57-8V.c.60,ss.127to130.
„ „ abroad		6Edw.7,c.48,ss.30,31,33, 49. Act1,1859,ss.24,25,41to 46 Act13,1876,s.4.
„ „ in India		Act1,1859,ss.5,6,Sch.
„ „ fees payable on		57-8V.c.60,s.483(I)(c).
„ „ by Naval Court		„ s.162. Act1,1859,s.35.
„ „ before voyage ; compensation on		57-8V.c.60,ss.128,132. 6Edw.7,c.48,s.65(2). Act1,1859,ss.42,43.
„ „ certificates and delivery of account on dis- charge		57-8V.c.60,ss.218,219. Act1,1859,s.77.
„ „ penalty on persons being on ship without leave before		57-8V.c.60,ss.195to197. 6Edw.7,c.48,ss.40to42, 45to49. Act13,1876,s.3. Act7,1880,ss.54to67. Act5,1883,ss.32,33.
Volunteering from merchant service into Royal Navy		6Edw.7,c.48,ss.28,36to39, 49.
Relief of distressed seamen left abroad		„ ss.32,49.
Leaving seamen behind		
Repatriation of seamen on termination of service at foreign port		

MERCHANT SHIPPING—*contd.*2. Masters and Seamen—*contd.*

(e) SEAMEN'S WAGES.

Wages; right to	{	57-8V.c.60,ss.155to158. Act1,1859,ss.47to51.
„ allotment of	{	57-8V.c.60,s.141. 6Edw.7,c.48,s.61. Act1,1859,s.38
„ „ in favour of savings bank	{	57-8V.c.60,ss.141(2),142 s.143.
„ payment of, under allotment notes	{	6Edw.7,c.48,s.62. Act1,1859,ss.38to40.
„ restrictions on advance notes	{	57-8V.c.60,s.140. Act1,1859,ss.36,37.
„ time for payment of	{	57-8V.c.60,ss.134,135. Act1,1859,s.53.
„ rules as to payment of, at end of engagement	{	57-8V.c.60,ss.131,132, 136to138,189,197. 6Edw.7,c.48,s.60. Act1,1859,ss.41to46.
„ „ „ in foreign money	{	57-8V.c.60,s.139. Act1,1859,s.54.
„ forfeiture of, and deductions from	{	57-8V.c.60,ss.133,159 to161,231to234. 6Edw.7,c.48,ss.44,49,59, 68. Act1,1859,ss.42,52,65,90 to96.
„ prohibition of attachment of; invalidity of sale of or charge on; revocability of power-of-attorney for re- ceipt of	{	57-8V.c.60,ss.163,212. Act1,1859,s.73.
„ remittance of	{	57-8V.c.60,ss.145to147, 6Edw.7,c.48,s.63.
„ relief to seamen's families out of	{	57-8V.c.60,ss.182,183, ss.164to167.
„ remedies for	{	6Edw.7,c.48,s.57. Act1,1859,ss.55to58. Act7,1880,ss.62to65.
„ of seamen left behind	{	6Edw.7,c.48,ss.28,37to39, 49.
„ of deceased seaman. <i>See below, (f).</i>		

See also COLONIAL COURT OF ADMIRALTY.

(f) PROPERTY OF DECEASED SEAMEN.

Regulations as to wages and effects of deceased seamen, and dis- tribution of their property under will or on intestacy	{	57-8V.c.60,ss.169to181. 6Edw.7,c.48,ss.29,49. „ c.58,s.7(g). Act1,1859,ss.59to63.
Power to Board of Trade to refuse payment of wages, etc., under will, unless certain conditions as to execution complied with	{	57-8V.c.60,s.177.

MERCHANT SHIPPING—*contd.*2. Masters and Seamen—*contd.*

(g) DISCIPLINE AND CRIMES AND OFFENCES.

Misconduct endangering ship, life or limb	{	57-8V.c.60,s.220. Act1,1859,s.79.
„ or incompetency of certificated officer : suspension or cancelling of certificate ; removal of master	{	57-8V.c.60,ss.469to475. Act1,1859,s.80. Act5,1883,ss.4,9to18,20 to24A. Act7,1884,s.28. Act6,1891,s.14.
Power to issue certificates in lieu of suspended or cancelled certi- ficates	{	Act5,1883,ss.19,24,24A.
Forcing ashore or wrongfully leaving behind seamen		6Edw.7,c.48,s.43.
Failure to join ship and desertion		„ s.65..
Desertion, absence without leave, disobedience, etc.	{	57-8V.c.60,ss.221to227. Act1,1859,ss.83,86to88,95. Act13,1876,ss.6to8.
Deserters : power of men charged as, to demand survey of ship		57-8V.c.60,s.463.
„ apprehension of, from foreign ships		„ s.238.
„ „ from Portuguese ships ; recovery of penalty	{	12-3V.c.25.. 39-40V.c.20,s.2.
Penalty for enticing to desert, harbouring deserter, etc.	{	57-8V.c.60,s.236. Act1,1859,s.97. (Calcutta)Ben.Act4,1866, s.42. (Mad.City)Mad.Act3,1888, s.70.
„ on stowaways	{	57-8V.c.60,s.237(1). 6Edw.7,c.48,s.82(1). Act1,1859,s.98.
Discipline of stowaways and seamen carried compulsorily	{	57-8V.c.60,s.237(2). Act1,1859,s.85.
Certificates, etc., of desertion abroad	{	57-8V.c.60,s.229. Act1,1859,s.89.
Smuggling by seamen	{	57-8V.c.60,s.225(1)(g). Act1,1859,s.83(?)
Naval Courts : constitution of ; powers of, in relation to com- plaints by and offences of masters and seamen	{	57-8V.c.60,ss.480to486. 6Edw.7,c.48,ss.67,68.
Offences by masters as to grain cargoes	{	57-8V.c.60,ss.452to454, 456. Act7,1880,s.32.

(h) MISCELLANEOUS.

Official logs : mode of keeping ; entries in ; custody of, etc.	{	57-8V.c.60,ss.228,239to 243,423. 6Edw.7,c.48,ss.8,9,28,59. Act1,1859,ss.84,99,103to 110.
„ „ entries of marriages in	{	57-8V.c.60,s.240(6). Act1,1859,s.105(8).
„ „ entries of boat drill, examination of life-saving ap- pliances, etc.	{	6Edw.7,c.48,s.9.

2. Masters and Seamen—*concl'd.*

Registration of, and returns respecting, seamen	57-8V.c.60,ss.251to257.
„ births and deaths in British ships	„ s.254,Sch.VIII.
„ „ in certain foreign ships	„ s.339,Sch.VIII.
Delivery of documents on change of master	„ s.258. ActI,1859,s.99.
Local marine boards : constitution, powers, duties, and expenses of	57-8V.c.60,ss.244,245, 677(a),Sch.VII. 6Edw.7,c.48,s.74(2).
Mercantile marine offices : establishment, superintendents, business, management, and expenses of	57-8V.c.60,ss.246to250. 6Edw.7,c.48,s.74(1).
„ „ „ power of Board of Trade to establish	57-8V.c.60,s.246(f).
Shipping offices : establishment, superintendents and business of ; fees payable	ActI,1859,ss.2to8,Sch.
Superintendents to keep registers of deserters	57-8V.c.60,s.230.
Sailors' homes ; grant of land for	„ s.260.
Seamen's lodging houses : bye-laws of sanitary authorities in seaport towns for licensing and inspection of	„ ss 214to217.
Savings banks ; allotment of wages in favour of	„ ss.141(2),142.
Lascars, and other natives of India, Asia, Africa, etc. agreements with ; conveyance and relief of distressed ; penalty for wrongfully leaving ashore, etc.	4G.4,c.80,ss.25,26,28,31, 32. 57-8V.c.60,ss 125,184,185.
Application of Part II (ss. 92 to 266) of Act	„ ss.260to263.
„ „ „ by legislature of British Possession	„ s.264
„ „ „ to unregistered ships	„ s.266.
Compensation to injured masters, seamen and apprentices : application of Workmen's Compensation Act, 1906, to masters, seamen and apprentices in ships registered in United Kingdom and certain British ships (with modifications)	6Edw.7,c.58,s.7.

(a) IN "EMIGRANT SHIPS."

"Emigrant ships,"	definition of	57-8V.c.60,s.268(1).
"	scale of voyages for	" s.269.
"	"colonial voyage" defined	" s.270.
"	survey and inspection of	" s.239.
"	"	6Edw.7,c.48,s.17.
"	" fees for	57-8V.c.60,s.360(2),Sch. IX.
"	" forms as to	" s.360(1),Sch. XIV.
"	salaries and pensions of surveyors	" s.724(3).
"	provision against double survey of	" s.289(1).
"	appeal against refusal of certificate to	" s.289(3).
"	equipment of (<i>see also below</i> , 7)	" s.290.
"	restrictions on carriage of horses and cattle in	" s.301,Sch.XIII.
		6Edw.7,c.48,s.17.

MERCHANT SHIPPING—*contd.*3. Passengers—*contd.*(a) IN "EMIGRANT SHIPS"—*contd.*

Emigrant ships ; restrictions on carriage of explosives in	57-8V.c.60,s.301.
" " carriage of military stores in	" s.302.
" " rules as to accommodation in	" s.293,Sch.XI.
" " number of "steerage passengers" to be carried in	6Edw.7,c.48,ss.16,17.
" " supply of provisions, water and medicines for master to post up and produce on request } copies of scale of provisions, etc. }	57-8V.c.60,s.292,Sch.X. 6Edw.7,c.48,s.17.
" " to be manned by an efficient crew	57-8V.c.60,ss.295to300.
" " to carry steward, medical practitioner, etc., in certain cases	6Edw.7,c.48,s.18.
" " survey of provisions, etc., carried in	57-8V.c.60,s.305.
" " bond to be given by master of	" ss.303,304.
" " certificate of clearance for	6Edw.7,c.48,s.27.
" " penalty for being on board without consent of owner	57-8V.c.60,s.295(6)(8).
" " maintenance of discipline on	" ss.309,310.
" " prohibition of sale of spirits in	6Edw.7,c.48,s.20.
" " stowage of goods on board	57-8V.c.60,ss.314to319.
Passengers ; "steerage passengers," "cabin passengers," "state adults," "passage" ; definition of	" s.313.
" contract tickets to be given to	" ss.324to326.
" medical inspection of, and of medicines	" s.326.
" lists of, to be made out	" s.294.
" rights and remedies of	" s.267.
" diet of, during voyage	6Edw.7,c.48,s.14.
" maintenance after arrival	57-8V.c.60,ss.320to323.
" detention and wrongful landing	" ss.300(4),306 to308.
" shipwrecked ; provisions for	" ss.311,312.
Saving of rights of action	" ss.307(4),308, 321,327to333, 340,357.
Frauds in procuring emigration	" s.298,Sch.XII.
Emigration officers ; appointment, powers and duties of	6Edw.7,c.48,s.17.
Passage brokers ; licensing	57-8V.c.60,s.327.
Emigrant runners ; licensing	" ss.328to330.
Insurance of passage money validated	6Edw.7,c.48,s.19.
Bye-laws for landing and embarkation of emigrants	57-8V.c.60,ss.331to334.
	Act12,1885,ss.4to6,Sch.
	57-8V.c.60,s.340.
	" s.354.
	6Edw.7,c.48,s.24.
	57-8V.c.60,s.355.
	" ss.341to346.
	6Edw.7,c.48,s.23.
	57-8V.c.60,ss.347to352.
	" s.335.
	Act12,1885,s.7.
	57-8V.c.60,s.362.

MERCHANT SHIPPING—*contd.*3. Passengers—*contd.*(a) IN "EMIGRANT SHIPS"—*contd.*

Application of Part III (ss. 267 to 368) of Act to voyages from British Islands to ports out of Europe	57-8V.c.60,s.364.
" " " to colonial voyages	" ss.365,366.
" " " to India	" s.368.
" " " to voyages to United Kingdom	Act12,1885.
Regulations as to number of Asiatic and African passengers	57-8V.c.60,ss.336to338.
Recovery of fines, etc.	" s.367(2)(3).
Protection of officers	" ss.356,357.
Publication and production of Part III (ss. 267 to 368) of Act, and abstracts thereof	" s.358.
	" s.361.

(b) IN "PASSENGER STEAMERS" (*see also below, 7*).

"Passenger steamer" and "passengers"	s.267.
" " carrying passengers below water line	6Edw.7,c.48,ss.13to15.
" " survey (periodical) of, and certificate	6Edw.7,c.48,s.16.
" " " " " colonial	57-8V.c.60,ss.271to282.
" " " exemption of certain, from	6Edw.7,c.48,s.21.
" " " power to dispense with survey on production of foreign certificate	Act7,1884,ss.4to10,10A,11to13,15to25,Sch.
" " " provision against double	57-8V.c.60,s.284.
" " " certificate: appeal against refusal of	" ss.271(1),363.
" " " penalty for carrying passengers in excess	Act7,1884,ss.5,25.
" " " general equipment of	" s.23.
" " " shelter for deck passengers in	57-8V.c.60,s.271(3).
" " " signals to be provided in. <i>See below, 7 (a)</i> .	Act7,1884,s.5.
" " " maintenance of discipline in	57-8V.c.60,s.275.
	" s.283.
	6Edw.7,c.48,s.22.
	Act7,1884,s.6.
	57-8V.c.60,s.285.
	" s.285(3).
	" ss.287,288.

(c) UNDER NATIVE PASSENGER SHIPS ACT, 1887.

Persons to whom and ships to which Act applies	Act10,1887,ss.2,57.
Definitions	" s.5.
All voyages: ports for departure or for discharge or embarkation of passengers	" s.6.
" " notice of sailing; inspection of ship	" ss.7,8.
" " certificates required	" ss.9to13,15,16.
" " survey of ship	" s.14.
" " supply by passengers of their own food	" s.17.

MERCHANT SHIPPING—*contd.*3. Passengers—*contd.*(c) UNDER NATIVE PASSENGER SHIPS ACT, 1887—*contd.*

Short voyages	space for passengers	Act 10, 1887, ss. 18, 56.
"	"	
"	supplementary certificate when additional passengers taken at intermediate port	" s. 19.
"	report of deaths on voyage	" s. 20.
Long voyages	space for passengers	" ss. 21, 56.
"	statements concerning passengers	" s. 22.
"	note of deaths on voyage	" s. 23.
"	fresh certificate when additional passengers taken at intermediate port	" s. 24.
"	certain ships to be propelled by steam	" s. 25.
"	" " to carry medical officer	" s. 26.
"	" " to touch at Aden and obtain clean bill of health	" ss. 27, 28.
"	bond where ship clears for port in Red Sea	" s. 29.
"	medical inspection of passengers before embarkation	" s. 30.
Penalties		" ss. 31 to 45.
Jurisdiction ; prosecutions ; distress of ship ; application of fines		" ss. 46 to 49.
Depositions of absent witnesses		" s. 50.
Information to be sent to ports of embarkation and discharge ; admission of documents in evidence		" ss. 51, 52.
Power to make rules as to provisions, water, equipment, etc.		" s. 53.
Appointment of officers		" s. 54.
Power to declare what shall be deemed to be "seasons of fair weather," "seasons of foul weather," "long voyages" and "short voyages"		" s. 55.
Act 10, 1887, repealed as to pilgrim ships		Act 14, 1895, s. 4.

(d) UNDER PILGRIM SHIPS ACT, 1895.

Persons to whom and ships to which Act applies	" s. 2.
Definitions	" ss. 5, 6.
Ports for departure or for discharge or embarkation of passengers	" s. 7.
Notice of sailing ; inspection of ship	" ss. 8, 9.
Certificates required for voyages	" ss. 10 to 14, 16, 17.
Survey of ship	" s. 15.
Supply by pilgrims of their own food	" s. 18.
Space for pilgrims ; baggage	" ss. 19, 20.
Hospital accommodation on pilgrim ship	" s. 21.
Statements concerning pilgrims	" ss. 22, 25.
Note as to deaths on voyage	" s. 23.
Fresh certificate when additional passengers taken at intermediate port	" s. 24.
Pilgrim ships to be propelled by steam and to be of prescribed tonnage	" s. 26.
Certain pilgrim ships to carry medical officer and attendants	" s. 27.

MERCHANT SHIPPING—*contd.*3. Passengers—*concl'd.*(d) UNDER PILGRIM SHIPS ACT, 1895—*contd.*

Medical officer's diaries and reports	Act14,1895,s.28.
Pilgrim ships to touch at Aden and obtain certificate as to cholera	„ ss.29,30.
Bond to be taken	„ s.31.
Medical inspection of pilgrims before and after embarkation	„ ss.32to34.
Issue and production of tickets and refund of passage money	„ s.35.
Sanitary taxes payable by master of ship	„ s.36.
Penalties	„ ss.37to50.
Jurisdiction ; prosecutions ; distress of ship ; application of fines	„ ss.51to54.
Depositions of absent witnesses	„ s.55.
Information to be sent to ports of embarkation and discharge ; admission of documents in evidence	„ ss.56,57.
Power to make rules as to provisions, water, equipment, etc. ; temporary continuance of rules made under Act 10, 1887	„ ss.58,59.
Appointment of officers	„ s.60.

(e) UNDER MUHAMMADAN PILGRIMS ACTS.

Duties of master, etc., before sailing ; penalties	{ Ben.Act1,1896,ss.10to17. Bom.Act2,1887,ss.10to16.
--	--

4. Coasting vessels, fishing vessels and harbour craft (Bombay Presidency).

Marking and branding of	Act19,1838,ss.3,6.
Registration of	„ ss.4to8,Sch.
Fees on registration	„ ss.10,11.
Production of certificate of registration	„ s.12.
Penalties	„ ss.13,14.
Act 19, 1838, declared in force throughout the Presidency of Bombay, except as regards the Scheduled Districts	Act15,1874,s.5.

5. Certain other Indian Ships.

(a) PRELIMINARY.

Acts 10, 1841, and 11, 1850, declared in force throughout British India, except as regards the Scheduled Districts	„ s.3.
Definition of " Local Government "	Act10,1841,s.27.

(b) SHIPS BUILT WITHIN LIMITS OF EAST INDIA COMPANY'S CHARTER, OWNED BY BRITISH SUBJECTS AND BELONGING TO BRITISH INDIAN PORTS.

Such ships not to be deemed British ships unless registered	Act 10, 1841, s. 1.
Procedure for registration ; measurement of ships ; marking of tonnage on ship	„ ss.1to12,14,Sch.
Fees for registration	„ s.25. Act11,1850,s.4.
Power to make rules as to registration and as to marking of tonnage	„ s.3.
Certificate of building to be produced with application for registration	Act10,1841,s.18.

MERCHANT SHIPPING—*contd.*5. Certain other Indian Ships—*contd.*(b) SHIPS-BUILT WITHIN LIMITS OF EAST INDIA COMPANY'S CHARTER, OWNED BY BRITISH SUBJECTS AND BELONGING TO BRITISH INDIAN PORTS—*contd.*

Ports to which ships, when registered, are to be deemed to belong ; saving of former laws	Act10,1841,s.26.
Record of change of master	„ s.16.
Provisions as to name of ship	„ s.17.
Procedure where certificate of registration lost, mislaid or improperly detained	„ ss.19,20.
Registration <i>de novo</i> on loss, etc., of certificate or alteration of vessel or owner	„ ss.19to21.
Penalty for fraudulent use, etc., of certificate	„ ss.15,23.
„ making false declaration, etc.	„ s.23.
Admission, in legal proceedings, of copies of entries in registry books	„ s.22.

(c) SHIPS BELONGING TO NATIVE STATES IN ALLIANCE WITH THE EAST INDIA COMPANY OR OWNED BY SUBJECTS OF SUCH STATES.

Power to issue passes conferring on such ships, when commanded by a British subject, the privileges and advantages of British ships	Act10,1841,s.24. Act11,1850,s.2.
Fees for such passes	Act10,1841,s.25.
Power to make rules as to issue of passes and marking of tonnage	Act11,1850,s.3.
Ports to which ships are to be deemed to belong when pass granted saving of former laws	Act10,1841,s.26.

6. Cargo.

[see also *below*, 7 (b).]

Delivery of goods, and lien for freight	57-SV.c.60,ss.493to501.
Carriage of military and naval stores in passenger ships	„ s.302.
Deck cargo : liability of space occupied by, for dues	„ s.85.
Carriage of salt on Bombay and Madras coasts. See SALT, VI.	

7. Prevention of Accidents.

(a) MARKS AND EQUIPMENTS.

'Draught of water ; marking and record of	„ s.436.
Deck-lines and load-lines ; marking of	„ ss.437to445. 6Edw.7,c.48,s.8. Act7,1880,ss.33to43.
Application of provisions relating to deck and load lines to foreign ships	Act7,1880,s.85.
Boats and life-saving appliances ; rules by Board of Trade	57-SV.c.60,ss.427to431, Sch.XVII.
„ „ „ ss.292 to 294 and Schedule S of 17 & 18 Vict., c. 104, to apply to steam-vessels proceeding from Bombay Presidency	Bom.Act2,1864,s.15.
Record of boat drill, examination of life-saving appliances, etc.	6Edw.7,c.48,s.9.

MERCHANT SHIPPING—*contd.*7. Prevention of Accidents—*contd.*(a) MARKS AND EQUIPMENTS—*contd.*

Signals and lights ; requirements as to	{	57-8V.c.60,s.420. Act7,1880,ss.81to83..
" " fees for inspection of	{	57-8V.c.60,s.420(8),Sch. XVI.
" " providing of, in emigrant ships and passenger steamers	{	" s.200..
" " of distress	"	ss.434,435..
" " private	"	s.733..
Equipments of steam ships ; rules as to	"	ss.285,432
Placing undue weight on safety valve	"	ss.286,433..
Lighthouses. <i>See below</i> , 10.		

See also above, 3.

(b) DANGEROUS CARGO.

Restrictions on carriage of explosives in passenger ships	"	s.301..
" " " generally	"	ss.446to450..
" " of timber		6Edw.7,c.48,s.10.
" " of grain ; precautions against shifting ; notice of kind and quantity of cargo ; powers of inspection	{	57-8V.c.60,ss.452to456. Sch.XVIII. 6Edw.7,c.48,s.11. Act7,1880,s.32.

(c) UNSEAWORTHINESS.

Unseaworthy ship : sending of, to sea ; punishment for	{	57-8V.c.60,s.457.. Act7,1880,s.5.
Unsafe ships ; power of Board of Trade or Local Government to detain and survey, and procedure thereon	{	57-8V.c.60,ss.459to461.. 60-1V.c.59,s.1(I). Act7,1880,ss.7to12,44to 55.
Application of provisions of Act 7, 1880, relating to unseaworthy and unsafe ships ; exemption of certain vessels from	{	" s.3.
Board or Local Government liable to pay damages for detention without reasonable cause	{	57-8V.c.60,s.460. Act7,1880,ss.27,31.
Unseaworthiness ; survey of ships for, on complaint of seaman	"	57-8V.c.60,s.463.
" " " by order of Naval Court	"	s.483.
Foreign ship ; detention of, for overloading or improper loading {		s.462: 60-1V.c.59,s.1(2). Act7,1880,s.85.
Court of survey ; constitution of	{	57-8V.c.60,s.487. Act7,1880,ss.13to15.
" " powers, etc., of	{	57-8V.c.60,s.488. Act7,1880,ss.16to19,21.
" " rules for	{	57-8V.c.60,s.489. Act7,1880,ss.20,22,23.
" " scientific referees	{	57-8V.c.60,s.490. Act7,1880,ss.24to26.
" " payments to officers	{	57-8V.c.60,s.491. Act7,1880,s.29v
Costs of detention and damages incidental thereto		Act7,1880,ss.27to31.

MERCHANT SHIPPING—*contd.*7. Prevention of Accidents—*concl'd.*

(d) COLLISIONS. }

Collisions ; regulations for prevention of, and duties and liabilities in case of }	57-8V.c.60,ss.418to423. Act7,1880,ss.81to83.
„ saving for local rules in harbours, etc. }	57-8V.c.60,s.421.
„ application of regulations to foreign ships }	„ s.424.
„ report of accidents and loss of ship }	„ ss.425,426, Act5,1883,s.6.

(e) MISCELLANEOUS.

Exemption of certain ships from Part II of Act 7, 1880 }	Act7,1880,s.3.
--	----------------

8. Casualties, Wreck and Salvage.

(a) REPORTS AND INQUIRIES.

Shipping casualty ; description of }	57-8V.c.60,s.464. Act5,1883,s.6.
Record of accidents on ships, and collisions }	57-8V.c.60,ss.240,423. Act1,1859,s.105.
Report of accident to or loss of ship }	57-8V.c.60,ss.425,426. Act5,1883,s.6.
Notice of derelict vessels floating on high seas to be given to Lloyd's agent ; publication of information received }	59-66 7.c.12.
Inquiry into casualty by custom-house officer }	57-8V.c.60,s.465.
„ „ „ by Magistrate or specially appointed officer }	Act5,1883,s.6.
Investigation into explosion occurring on steam-ship }	Act7,1884,s.37.
„ of shipping casualty by Naval Court }	57-8V.c.60,ss.480to486. 6Edw.7,c.48,ss.67,68.
„ „ „ by justices, etc. }	57-8V.c.60,ss.466to468. 476,477.
„ „ „ by special Court, Admiralty Court or principal Criminal Court }	Act5,1883,ss.7,8.
Renewing of investigation, or appeal against decision }	57-8V.c.60,s.475. 6Edw.7,c.48,s.66.
Regulations as to assessors, and place of sitting }	57-8V.c.60,ss.466(12),467. Act5,1883,s.13.
Colonial Courts : jurisdiction of, when empowered by colonial legislature ; appeal }	57-8V.c.60,s.478.
Rules as to inquiries and investigations }	„ s.479. Act5,1883,ss.12to17.
Inquiry into cause of death on board }	57-8V.c.60,s.690.

(b) WRECK.

“Wreck” defined }	„ s.510. Act7,1880,s.71.
„ receivers of ; appointment, powers, duties and expenses of }	57-8V.c.60,ss.511to514, 566,567,Sch.XX. Act7,1880,ss.73,76.
„ „ exercise of powers in absence of }	57-8V.c.60,s.516.

MERCHANT SHIPPING—*contd.*8. Casualties, Wreck and Salvage—*contd.*(b) WRECK—*contd.*

Wreck ; persons exercising Admiralty jurisdiction not to interfere with }	57-8V.c.60,s.529..
„ remuneration for custody of }	„ s.568..
„ dealing with }	„ ss.518to522. 6Edw.7,c.48,s.72. Act7,1880,ss.74,79.
„ of foreign ships }	57-8V.c.60,s.521(2).
„ unclaimed ; right to }	„ ss.523to528.
„ offences in respect of, and in respect of shipwrecked persons, and ship stranded or in distress . . . }	„ ss.519,535to537.
„ saving of declaration of 23rd October 1889, between British and French Governments . . . }	Act7,1880,s.72,Sch..
Regulations as to marine store dealers }	57-8V.c.60,ss.538to542..
Anchors ; marking of }	„ s.543..

(c) SALVAGE.

“Salvage” defined }	„ s.510.
„ rights to and recovery of, generally . . . }	„ ss.544to564. Act7,1880,ss.75,78.
„ by Her Majesty’s ships [<i>see also</i> NAVY, 4 (b)] . . }	57-8V.c.60,ss.557to564, Sch.XIX.
„ in cases of piracy [<i>see also</i> NAVY, 4 (b)] . . }	13-4V.c.26.
„ on recapture from enemy [<i>see also</i> NAVY, 4 (b)] . . }	27-8V.c.25,ss.40,41..

9. Pilots.

General provisions ; pilots to be employed in moving vessels in certain cases : fees }	Act15,1908,ss.31,35..
--	-----------------------

(a) CALCUTTA.

Trial and punishment of pilots for breach of duty . . . }	Act12,1859,ss.2to11,13. to20.
Saving of power to punish departmentally }	„ s.21.
Withdrawal of pilot’s license when he refuses to be tried under Act }	„ s.22.
Persons to whom Act applicable }	„ s.23..

(b) LOWER BURMA.

Definition of “port” }	Act12,1883,s.2.
Examination, grading and licensing of pilots . . . }	„ ss.3,4,17,18, 19.
Power to make rules to regulate conduct of pilots . . . }	„ s.5..
Trial of pilot by special Court }	„ ss.6to16,19.
“Local Government” substituted for “Chief Commissioner” and consequential amendments made throughout Act, 12,1883 }	Bur.Act5,1908..

MERCHANT SHIPPING—*contd.*Supplemental Provisions—*contd.*(a) LEGAL PROCEEDINGS—*contd.*

Powers of Naval Courts	{	57-8V.c.60,s.483. 6Edw.7,c.48,s.68.
Offences, where deemed to have been committed	{	57-8V.c.60,s.684. Act7,1880,s.84. Act7,1884,s.39. Act10,1887,s.47. Act14,1895,s.52.
Summary proceedings ; limitation of time for		57-8V. c. 60, s. 683.
Service of summons		„ s.696(1)(a),(b).
„ of orders and documents on master of ship		„ s.696(1)(c),(2).
		„ s.693.
Sums ordered to be paid leviable by distress on ships	{	Act1,1859,s.113. Act9,1879,s.10. Act7,1884,s.40. Act10,1887,s.46. Act14,1895,s.51. Ben.Act1,1896,ss.15,17. Bom.Act2,1887,s.15.
Application of penalties under Merchant Shipping Act		57-8V.c.60,s.699.
Board of Trade ; power of, to sue in name of officer		„ s.717.
Enforcement of Act	{	„ s.723. Act1,1859,ss.30,117.
Remedies for recovery of master's disbursements		57-8V.c.60,s.167.
Affidavits may be made before Commissioner of Oaths at any place	{	54-5V.c.50,s.1.
Conflict of laws		57-8V.c.60,s.265.
Transmission and publication of documents		„ ss. 39,740.
Application of Part XIII (ss. 680 to 711) of 57-8 V. c. 60 to whole of Her Majesty's dominions	{	„ s.712.

—See also COLONIAL COURT OF ADMIRALTY.

(b) EVIDENCE.

Admission of documents and certificates under seal of, or signed by, Secretary, etc., of Board of Trade	{	„ s.719.
„ of certificates signed by Secretary to Local Government, etc., that seaman is distressed	{	Act13,1876,s.3.
„ of certified copies of certificates of competency or service and entries as to such certificates	{	57-8V.c.60,s.100(3).
„ of statement of master of foreign-going ship as to change of crew	{	„ s.117(1). Act1,1859,s.29.
„ of certified copy of release for wages	{	57-8V.c.60,s.136(5). Act1,1859,s.46.
„ of copies of entries and certificates of desertion	{	57-8V.c.60,s.229(2). Act1,1859,s.89.
„ of entries in official log	{	57-8V.c.60,s.239(6). Act1,1859,s.108.
„ of certified copies of documents transmitted to Registrar General of Seamen	{	57-8V.c.60,ss.229,256(1).
„ of certificate made on bond of emigrant ship		„ s.310.

MERCHANT SHIPPING—*contd.*11. Supplemental Provisions—*contd.*(b) EVIDENCE—*contd.*

Admission of reports of Naval Courts, etc.	57-8V.c.60,s.484(2)..
„ of deposition by witness taken before Judge, Magistrate or Consular Officer	s.691. 6Edw.7,c.58,s.7(c). Act1,1859,s.111. Act5,1883,s.16. Act10,1887,s.50. Act14,1895,s.55.
„ of bill for wages of seamen left behind	6Edw.7,c.48,s.38(3)(c)..
Proof of registers, declarations and certificates in relation to British ships	6Edw.7,c.58,s.7(c).. 57-8V.c.60,s.695.
Production or proof of entries as to offences in official log	„ s.228(d). Act1,1859,s.84.
Proof of attestation of document unnecessary	57-8V.c.60,s.694..
„ exemption, etc.	„ s.697..
Declarations may be taken before Commissioner	„ s.698.
Application of Part XLII (ss. 680 to 711) of 57-8 V. c. 60 to whole of Her Majesty's dominions	„ s.712.

(c) MISCELLANEOUS.

Exemption of Her Majesty's ships or Government's ships	„ s.741. Act1,1859,s.114. Act9,1879,s.1. Act7,1880,ss.3,80. Act5,1883,s.5. Act7,1884,s.5. Act10,1887,s.2. Act14,1895,s.2.
„ of ships of foreign States	Act1,1859,s.114. Act9,1879,s.1. Act7,1880,s.80. Act5,1883,s.5. Act7,1884,s.5. Act10,1887,s.2. Act14,1895,s.2..
Interpretation	57-8V.c.60,ss.492,742. Act1,1859,s.118. Act13,1876,s.2. Act9,1879,s.3. Act7,1880,ss.2,4.. 54,71. Act5,1883,s.3. Act7,1884,s.3. Act10,1887,s.5. Act14,1895,ss.5,6.
Red ensign declared to be national colours for ships of Her Majesty's subjects	57-8V.c.60,s.73..
Penalty on not hoisting colours in certain cases	„ s.74.
Functions and powers of Board of Trade and their officers in relation to merchant ships	57-8V.c.60,ss.713to730. 6Edw.7,c.48,ss.75,78.. 79.
Inspection of ships under direction of Board of Trade; settlement of disputes	57-8V.c.60,ss.728to730..

MERCHANT SHIPPING—*contd.*

11. Supplemental Provisions—*concl'd.*

(c) MISCELLANEOUS—*cont'd.*

Surveyors of ships	57-8V.c.60,ss.724to727. 6Edw.7,c.48,s.75. Act7,1880,ss.68to70.
Powers for enforcement of provisions as to grain cargoes	57-8V.c.60,s.455.
Arrest of foreign ship in territorial waters for damage to British property, wherever caused	s.688.
Detention of ships; mode of enforcing	s.692. 5Edw.7,c.10,s.1(3). 6Edw.7,c.58,ss.11,13. Act1,1859,ss.31,32. Act9,1879,s.10. Act5,1333,s.14. Act7,1884,s.8. Act10,1887,s.31. Act1,1895,s.37.
Application of Part XIII (ss. 680 to 711) of 57-8 V. c. 60 to whole of Her Majesty's dominions	57-8V.c.60,s.712.
Orders in Council under Merchant Shipping Act; provision as to	s.738.
Application of Acts respecting seamen, etc., to ships, etc., in British Possessions and alteration of Acts respecting merchant shipping by British Possessions	ss.91,261,264, 266,735,736. 6Edw.7,c.48,ss.2to49,67, 80(2).
Regulation of coasting trade of British Possessions by legislatures	16-7V.c.107,s.229. 57-8V.c.60,s.736.
Freedom of foreign ships to engage in coasting trade	Act5,1850.
Acts 5, 1850, and 1, 1859, declared in force throughout British India, except as regards the Scheduled Districts	Act15,1874,s.3.
Application of Merchant Shipping Acts to fishing boats, light-house vessels, and yachts	57-8V.c.60,ss.262,263.
" " " " to vessels propelled by electricity, etc.	s.743.
" Indian Steam Ships Act, 1884, to vessels propelled by electricity, etc.	Act7,1884,s.41.
Power to extend Merchant Shipping Acts to foreign countries in which Her Majesty has jurisdiction	53-4V.c.37,s.5,Sch.I.
Power to apply Merchant Shipping Acts to foreign ships	57-8V.c.60,s.734.
Conveyance of fugitive offenders; duties and liabilities of masters of vessels	44-5V.c.69,s.27.
Provision as to foreign jurisdiction	57-8V.c.60,s.737.

12. Miscellaneous.

Flag to be hoisted at sea when plague or other infectious disease on board	6G.4,c.78,s.9
Hoisting of signals on vessel arriving within signal distance of signal station in river Hooghly or in other river or channel leading to port	Act15,1908,ss.51to53.
Liability to carry and deliver mail bags, etc.	Act6,1898,ss.40to42.
Power to take special measures in respect of vessels in Bombay port, to check infectious disease. <i>See</i> INFECTIOUS DISEASE	

MERCHANT SHIPPING—*concl'd.*12. Miscellaneous—*cont'd.*

Emigrant vessels ; control over. *See* EMIGRATION, A, 2 (6) ; C.
 Special regulations as to ships arriving at or leaving Aden. *See*
 ARMS, AMMUNITION AND MILITARY STORES.

Special regulations as to ships arriving at Andamans. *See* AN-
 DAMAN AND NICOBAR ISLANDS, 4.

See also INDUS ; INLAND STEAM-VESSELS.

MESNE PROFITS AND IMPROVEMENTS ACT, 1855 (*See* }
 TRANSFER OF PROPERTY) }

Act11,1855.

METAL TOKENS ACT, 1889 (*See* COINAGE, II, 3 ; LOCAL }
 AUTHORITY ; RAILWAY) }

Act1,1889.

MIDNAPUR.

Certain territories included in district of ; Cuttack laws to be
 in force in such territories }

Ben.Reg.13,1805,s.3.

Power to alter boundaries of district }

See also CHOTA NAGPUR ; POLICE, III, E.

MIKIR HILLS. *See* FRONTIER, A, 1.

MILITARY LAW. *See* ARMY ; INDIAN MILITARY AND NAVAL
 FORCES ; MARTIAL LAW.

MILITARY LUNATICS ACT, 1877 (*See* LUNATIC)

Act11,1877.

MILITARY POLICE ACT (BENGAL), 1892

Act5,1892.

" " (BURMA), 1887

Act15,1887.

MILITARY POLICE REGULATION (ANDA- }
 MAN AND NICOBAR ISLANDS), 1888 } (*See* POLICE, IV) }

Reg.2,1885.

MILITARY POLICE REGULATION }
 (ASSAM), 1890 }

Reg.4,1890.

MILITARY STORES.

See ARMS, AMMUNITION AND MILITARY STORES.

MINES (INDIAN) ACT, 1901

Act8,1901.

MINES.

Act 8, 1901, extends to whole of British India

Act8,1901,s.1.

Power to exempt any local area, mine, group or class of mines }
 or class of persons from operation of }

" s.29.

Regulation 1², 1887 (Upper Burma Ruby) not affected

" s.2.

Definitions

" s.3.

Mine—what is

" s.27.

Inspectors and Chief Inspector ; appointment of

" s.4.

to be deemed public servants

" s.4(4).

powers and duties of

" ss.4,6,15.

exercise of powers of Inspector by District }
 Magistrate }

" s.5.

owners, etc., of mines to afford facilities to, }
 for inspection, etc. }

" s.7.

information acquired by, with regard to mines }
 regarded as confidential : penalty for disclosure }

" s.8.

Mining Boards and Committees :

" ss.9,10.

Powers of

" s.11.

Expenses of inquiry by, how recovered

" s.12.

MINES—*contd.*

Mining operations :

responsibility of owner, manager, etc.	Act8,1901,ss 13,14.
notice of, to be given by owner, manager, etc.	s.16.
power of Inspector to provide against danger in respect of and to prohibit employment of women or children in	ss.15,19.
accidents—	
notice of to be given	s.17.
formal inquiry into	ss.18,19.
transmission and use of electrical energy in mines by non-licensees	Act9,1910,s.30.
Rules, by Government	Act8,1901,s.20.
to be referred to Mining Board	s.20(5).
by owners, managers, etc.	s.21.
Offences and penalties—	ss.8,22.
cognizance when to be taken : limitation to prosecution	ss.23,24.
what Magistrates to exercise jurisdiction over	s.25.
reference to Mining Board or Committee	s.26.
Evidence of age	s.28.
Governor General in Council ; power of, to exercise powers of Local Government	s.32.
Crown, bound by Act	s.31.

MINES AND MINERALS.

Presumption that Government is sole owner of all mines and entitled to take stone, gravel, etc., for public purposes ; compensation for disturbance of surface	(Aj.)Reg.2,1877,s.3(am. Reg.5,1907,s.27).
Right of Government to mines and mineral products ; saving of rights of occupants	Bom.Act5,1879,s.69.
Right of Government to minerals belonging to it and to assign such rights ; compensation for occupation or disturbance of surface in exercise of such right	(L.B.)Act2,1876,s.38A. Bur.Act4,1898,s.23A.
Right of Government to precious stones, mines, minerals, coal and earth-oil ; power to assign such right ; compensation for occupation or disturbance of surface in exercise of such right	(U.B.)Reg.3,1889,s.31.
Recovery of revenue payable on account of mines, minerals, precious stones, coal and earth-oil	ss.37to46.
Right of Government to mines, minerals, coals and quarries ; compensation for occupation or disturbance of surface	(C.P.)Act18,1881,s.151.
Right of Government to mines of metal and coal, earth-oil and gold-washings ; presumptions as to ownership ; compensation for infringement of rights of third parties in exercise of Government right	(P.)Act17,1887,ss.41to43.
Right of Government in mines, minerals, quarries, earth-oil and gold washings	(Co.)Reg.1,1899,s.47.
Special provisions as to, in case of acquisition of land. See LAND (INDIAN LAW), A (2) (b).	
Regulation of petroleum mining industry in upper Burma. See UPPER BURMA OIL FIELDS REGULATION, 1910.	
See also STONE : MIRZAPUR DISTRICT.	

MINICOY. *See* LACCADIVE ISLANDS.

„ LIGHTHOUSE. *See* LOAN, A.

MINOR.

Definitions of. *See* WORDS AND PHRASES.

Not to administer his affairs during minority

[¹]Mad.Reg.5,1804,s.4.

Official guardianship of. *See* COURT OF WARDS.

Private guardianship of. *See* GUARDIAN AND WARD.

Liability for necessities supplied to

Act9,1872,s.68.

Application of trust property for maintenance of

Act2,1882,s.41.

Procedure in suit by or against. *See* CIVIL PROCEDURE,

Who to sue for, in matrimonial cause

Act4,1869,s.49.

May sue in certain cases in Presidency Small Cause Court, as if
of full age

Act15,1882,s.32.

Payment of deposits in Government Savings Bank belonging to

Act5,1873,s.10.

Responsibility of, as partner. *See* PARTNERSHIP.

Orders by High Court for disposal of property held by lunatic
minor. *See* MORTGAGE, 2.

Punishment for selling or buying, for purposes of prostitution,
etc.

Act45,1860,ss.372,373.

See also INFANT.

MINORITY.

Definitions of. *See* WORDS AND PHRASES.

Age of attaining majority declared to be—

eighteen years for purposes of—

Mad. Reg. 5, 1804 (Court of Wards)

[¹]Mad.Reg.5,1804,s.4.

Succession Act

Act10,1865,s.3.

Oudh Estates Act

Act1,1869,s.2.

Government Savings Banks Act

Act5,1873,s.3.

twenty-one years for purposes of—

Christian Marriage Act

Act15,1872,s.3.

Bengal Court of Wards Act

Ben.Act9,1879,s.3.

in some cases eighteen, and in others twenty-one years—

generally (with savings as to marriage, dower, divorce, adop-
tion, religious rites, etc.)

Act9,1875,ss.2,3

for purposes of Probate and Administration Act

Act5,1881,s.3.

„ Guardians and Wards Act

Act8,1890,s.4(1).

In computing age, day of birth to be included as a whole day

Act9,1875,s.4.

Act 9, 1875, extends to whole of British India and, as regards
British subjects, to Foreign Indian States

„ s.1.

„ „ declared in force in—

the Arakan Hill District

Reg.9,1874,s.3.

Upper Burma generally (except the Shan States)

Act13,1898,s.4, Sch.1.

For purposes of limitation, time does not run during

Act9,1908,ss.6,7,8.

MINT. *See* COINAGE, II.

MIRZAPUR STONE MAHAL ACT, 1886(*See* STONE)

Act5,1886.

MISCHIEF. *See* CRIMINAL LAW (INDIAN).

MONEY ; definitions of. *See* WORDS AND PHRASES.

[¹] Repealed except in Scheduled Districts by Mad. Act 1, 1902.

MONEY-CHANGER.Assistance by, to police. *See* POLICE, 1, D, 3; E, 3; G, 3.**MONEY-ORDER.** *See* POST OFFICE (ENGLISH LAW), 2.**MONTH** defined. *See* WORDS AND PHRASES.**MONUMENTS.** *See* ANCIENT MONUMENTS.**MOORSHEDABAD ACT, 1891**

Act 15, 1891.

MOPLAH OUTRAGES ACT, 1859 (*See* MURDEROUS OUTRAGES; }
STATE PRISONER)

Act 20, 1859.

MOPLAH OUTRAGES ACT CONTINUANCE ACT, 1891 (*See* }
MURDEROUS OUTRAGES)

Mad. Act 7, 1869.

MORAR CANTONMENT.Suits for debt cognizable by Courts in, before cession to Gwalior, }
to be cognizable in Courts at certain other places }

Act 17, 1886, s. 10.

MORTGAGE.**1. Generally.**Definition of "mortgage," "mortgagor," "mortgagee," "mort- }
gage-money" and "mortgage-deed" }

Act 4, 1882, s. 58(a).

,, "simple mortgage" ,," s. 58(b).

,, "mortgage by conditional sale" ,," s. 58(c).

,, "usufructuary mortgage" ,," s. 58(d).

,, "English mortgage" ,," s. 58(e).

Registered instrument when required; unregistered instrument }
or delivery when sufficient; delivery of documents of title to }
creditor in Bombay, Calcutta, Karachi, Madras, Rangoon, }
Moulmein, Bassein or Akyab }

,, s. 59.

Act 4, 1882, s. 59:

Power to exempt territory from operation of }
Not to apply to territory excluded from operation of Registra- }
tion Act, 1877 }

,, s. 1.

Extended to all cantonments Act 15, 1910, s. 29.

Mortgage in case of Dekkhan agriculturist must be in writing Act 17, 1879, s. 70.

Rights and liabilities of mortgagor:

Right to redeem Act 4, 1882, ss. 60, 61, 91.

,, " charge of one of several co-mortgagors who }
redeems, upon shares of other co-mort- }
gagors }

,, s. 95.

,, on redemption, to take accession to mortgaged property ,," s. 63.

,, " to have benefit of renewal of mortgaged }
lease }

,, s. 64.

,, of usufructuary mortgagor to recover possession ,," s. 62.

Implied contracts by mortgagor ,," s. 65.

Mortgagor in possession not to do anything which will render }
security insufficient }

,, s. 66.

Rights and liabilities of mortgagee:

Right to foreclosure or sale ,," s. 67.

,, to sue for mortgage-money ,," s. 68.

,, to take accession to mortgaged property ,," s. 70.

,, to have benefit of renewal of mortgaged lease ,," s. 71.

,, to charge on surplus proceeds of sale when mortgaged }
property sold for arrears of revenue or rent }

,, s. 78.

MORTGAGE—*contd.*1. Generally—*contd.*Rights and liabilities of mortgagee—*contd.*

Power of mortgagee to sell, when valid	Act4,1882,s.69.
Rights of mortgagee in possession	" s.72.
Right of subsequent mortgagee to pay off prior mortgagee	" s.74.
Rights of mesne mortgagee against prior and subsequent mort- gagees	" s.75.
Liabilities of mortgagee in possession	" ss.76,77.
Priority :	
Postponement of prior mortgagee in case of fraud, etc.	" s.78.
Postponement of subsequent mortgagee in case of mortgage to secure uncertain amount, when maximum is expressed	" s.79.
Tacking abolished	" s.80.
Marshalling securities	" s.81.
Contribution to mortgage-debt	" s.82.
Power to deposit in Court money due on mortgage ; right to money so deposited ; cessation of interest	" ss.83,84.

Suits :

Joinder of parties in suit for foreclosure, sale or redemption	Act5,1908,Sch.1,o.34,r.1.
Right of puisne mortgagee to institute suit for redemption and foreclosure	" o.34,r.11.

Decree in foreclosure-suit :

Preliminary decree ; directions to be given in	" o.34,r.2.
Final decree ; delivery of documents, and, if necessary, re- transfer of property and delivery of possession to de- fendant if payment made ; decree absolute for foreclosure if payment not made ; effect of such decree ; power to enlarge time for payment	" r.3.
Power to decree sale	" r.4(2).

Decree for sale :

Preliminary decree ; directions to be given in	" r.4(1).
Final decree : delivery of documents, and, if necessary, retransfer of property and delivery of possession to defen- dant if payment made ; decree for sale if payment not made ; recovery of balance due	" rr.5,6.

For redemption :

Certain persons other than mortgagor may institute suit	Act4,1882,s.91.
Preliminary decree ; directions to be given in	Act5,1908,Sch.1,o.34,r.7.
Final decree ; delivery of documents and, if necessary, re- transfer of property and delivery of possession to plain- tiff if payment made ; foreclosure or sale if payment not made ; power to enlarge time for payment ; decree where nothing is found due	" rr.8,9.

Bar of suits when mortgage executed before 13th Febru- ary, 1844 ; exception	(O.)Act13,1879,s.37.
---	----------------------

Costs of mortgagee subsequent to decree	Act5,1908,Sch.1,o.34,r.10.
---	----------------------------

Power of Court to order sale free from prior mortgage, and give prior mortgagee interest in proceeds ; application of such proceeds	" rr.12,13.
---	-------------

Rights and liabilities of parties in case of anomalous mortgages	Act4,1882,s.96.
--	-----------------

MORTGAGE—*contd.***1. Generally—*concl.***

Mortgagee obtaining decree for claim arising under mortgage not entitled to sell mortgaged property without bringing suit for sale	Act5,1908,Sch.1,o.34,r.14.
Extinguishment of, on mortgagee becoming absolutely entitled to mortgaged property	Act4,1882,s.101.
Application to charges of law as to mortgages	s.100. Act5,1908,Sch.1,o.34,r.15.
Service on, or tender to, agent	Act4,1882,s.102.
Notice, etc., to or by person incompetent to contract, by or to whom to be given	s.103.
Power of High Court to make rules for working of Act	s.104.
Conditional sale of land on loan of money, the sale to become absolute if loan not repaid :	
Procedure for repayment of loan, or deposit of amount in Court	(P.and N.-W.Fr.) Ben. Reg. 1,1798,ss.2,4.
Lender to account for proceeds, when he has possession of the land	s.3.
Regulation not to affect contracts	s.5.
Redemption and foreclosure of mortgage in such cases	(P.and N.-W.Fr.) Ben. Reg. 1,1798,s.3, and Ben. Reg. 17,1806,ss.7,8.
Ben. Reg. 1, 1798 and Ben. Reg. 17, 1806 ; declared in force in the Punjab and N.-W. Fr. (except such parts as relate to interest)	Act4,1872,s.3. Reg.7,1901,s.4.Sch.2.
declared in force in Santhal Parganas	Reg.3,1872,s.3.Sch.
will be repealed on extension of Act 4, 1882	Act4,1882,s.2.Sch.
Mortgage of ship. See MERCHANT SHIPPING, I (c).	
See also TRANSFER OF PROPERTY, A.	

2. Cases governed by English Law.

Acts 23, 1855, and 28, 1866, declared in force throughout British India, except as regards the Scheduled Districts	Act15,1874,s.3.
Acts 23 of 1855 and 27 and 28 of 1866 apply only to cases to which English law is applicable	Act23,1855,preamble Act27,1866,s.3, Act28,1866,s.45.
Heir or devisee of land not entitled to claim that mortgage be paid out of personalty	Act23,1855.
Act 23 of 1855 repealed except as to descents or devises occurring or made before 1st January, 1868	Act8,1868.
Definitions	Act27,1866,s.2.
Power of High Court to make order for disposal of immoveable property, or contingent right therein, or stock, etc., held by mortgagee who is lunatic or of unsound mind	ss.4to6.
Power of High Court to make order for disposal of immoveable property, or contingent right therein, held by mortgagee who is a minor	ss.8,9.
Power of High Court to make order for disposal of immoveable property conveyed to mortgagee who has died without taking possession	s.19.
Power to appoint person to convey ; power to issue order to secretary of company or society in such cases	s.20.
Effect of such orders for vesting stock, Government securities, etc.	ss.25to29.

MORTGAGE—concl'd.**2. Cases governed by English Law—cont'd.****Power of High Court—**

to direct how right to transfer stock, etc., vested under Act, }
shall be exercised }

Act, 27, 1866, s. 34.

to make order as to costs under Act }

,, ss. 44, 49.

Orders of High Court to be conclusive evidence of matters on }
which they are based }

,, s. 44.

Payment into Court, etc., of moneys to which minor or person of }
unsound mind is entitled by virtue of action taken under Act . }

,, s. 46.

Stamp duty on orders made under Act }

,, s. 48.

Power of High Court to direct enquiry whether person concerning }
whom petition is presented under Act 27, 1866, is of unsound }
mind; application of Act 34, 1858 }

,, s. 50.

Power of High Court to postpone making order under Act until }
petitioner's right declared in suit }

,, s. 51.

Indemnity to persons obeying orders made under Act }

,, s. 52.

Order under Act to have force of decree }

,, s. 53.

Definitions }

Act 28, 1866, s. 1.

Rights and liabilities of mortgagee :

Right, when payment is in arrear, to sell or appoint receiver ; }
provisions supplemental to that right }

,, ss. 6 to 19.

Act 28, 1866, ss. 6 to 19, applied to English mortgages wher- }
ever in British India the property is situate, when neither }
party is a Hindu, etc. }

Act 4, 1882, s. 69.

MORTGAGED ESTATES ADMINISTRATION ACT, 1855 (See }
MORTGAGE) }

Act 23, 1855.

MOTOR-CARS AND CYCLES.**1. Bengal (except the Sambalpur District) and Eastern Bengal.**

Ben. Act 3, 1903; extends to Calcutta and Suburbs, and may be }
extended to any other towns or area in Bengal or Eastern Ben- }
gal }

Ben. Act 3, 1903, s. 1.

Definition of "motor-car" }

,, s. 2.

Rules for regulating the use of motor-cars and cycles—

power to make }

,, s. 3.

publication of, in draft and finally }

breach of; penalty for }

,, s. 4.

„ arrest without warrant }

,, s. 5.

„ by what Magistrates triable }

,, s. 6.

Power to make rules to prohibit or regulate bringing of, into }
public park }

Ben. Act 2, 1904, s. 4(b).

2. Bombay Presidency (except Aden).

Bom. Act 2, 1904, extends to whole of Bombay Presidency, ex- }
cept Aden }

Bom. Act 2, 1904, s. 1.

"Motor-vehicle" defined }

,, s. 1(3).

License for driving motor vehicle; grant, duration and renewal }
of }

,, s. 4(2), 5.

MOTOR-CARS AND CYCLES—*contd.*2. Bombay Presidency (except Aden)—*contd.*

Power of Court to suspend license and declare holder to be disqualified from obtaining license on conviction of offence under Act or in connection with driving motor-vehicle ; effect of suspension of license or order of disqualification	Bom. Act 2, 1904, s. 8.
License not transferable : to be produced on requisition of police-officer	ss. 6, 7.
Fees for license : application of fees	s. 4(3).
Penalty for driving motor-vehicle without license	s. 4(1).
Penalty for reckless driving ; duty to stop in case of accident ; penalty for breach of duty	ss. 2, 3.
Power of Local Government to prohibit letting or plying for hire of motor vehicle within specified area or along specified road except under permit	ss. 9, 16.
" " " make rules	ss. 10, 16.
Penalties	ss. 12, 13.
Saving of liability under other laws	s. 15.
Cognizance of offences	s. 14.
Local authorities to post notices of rules, etc., and erect sign-posts at dangerous places	s. 11.
Power of Local Government to exempt certain vehicles	s. 1(3).

3. Burma.

Bur. Act 2, 1906, extends in the first instance to Rangoon Town ; power of Local Government to extend it to other areas	Bur. Act 2, 1906, s. 1.
Power to make rules regulating the use of motor-vehicles in streets and public places : penalty for breach of rules : arrest without warrant : cognizance of offences	ss. 3 to 6.

4. Madras Presidency.

Mad. Act 1, 1907, extends to whole of Madras Presidency	Mad. Act 1, 1907, s. 1(2).
" Motor-vehicle " defined	s. 2(1).
Compulsory registration of motor-vehicle	s. 3.
License for driving motor-vehicle ; grant, duration, and renewal of ; power to cancel license ; surrender of cancelled license	s. 4.
" " " " not transferable : to be produced on requisition of police-officer	ss. 5, 6.
Penalty for driving motor-vehicle without license	s. 10.
Duty to stop at request of police or in case of accident	s. 7.
" " " carry lights	s. 8.
Power of Local Government to prohibit letting or plying for hire of motor vehicles within specified area or along specified road except under permit	s. 11.
Penalties : cognizance of offences	ss. 12, 13.
Power of Local Government to make rules	s. 9.
" " " to exempt certain vehicles from operation of Act	s. 14.

MOTOR-CARS AND CYCLES—*concl'd.*

5. Punjab.

P. Act 2, 1907, extends to whole of the Punjab	P. Act 2, 1907 s. 1.
" Motor vehicle " defined	" s. 1(3).
License for driving motor-vehicle; grant, duration and renewal of	" ss. 2(2), 3.
Power of Court to suspend license and declare holder to be disqualified for obtaining license on conviction of offence under Act or in connection with driving motor-vehicle; effect of suspension of license or order of disqualification	" s. 8.
License not transferable; to be produced on requisition of police-officer	" ss. 4, 5.
Fees for license; application of fees	" s. 2(1).
Penalty for driving motor-vehicle without license	" ss. 6, 7.
Penalty for reckless driving; duty to stop in case of accident; penalty for breach of duty	" ss. 9, 16.
Power of Local Government to prohibit letting or plying for hire of motor-vehicle within specified area or along specified road except under permit	" ss. 10, 16.
" " " to make rules	" ss. 12, 13.
Penalties	" s. 14.
Cognizance of offences	" s. 15.
Saving of liability under other laws	" s. 17.
Arrest without warrant in certain cases	" s. 11.
Local authorities to post notices of rules, etc., and erect sign-posts at dangerous places	" s. 18.
Power of Local Government to exempt certain vehicles	

MOVEABLE PROPERTY defined. *See* WORDS AND PHRASES.

MUKHTAR. *See* LEGAL PRACTITIONER, 1, 2.

MUNICIPAL ACT (BENGAL), 1876	Ben. Act 5, 1876.
" " " 1884	Ben. Act 3, 1884.
" " (BOMBAY DISTRICT), 1901	Bom. Act 3, 1901.
" " (BURMA), 1898	Bur. Act 3, 1898.
" " (CALCUTTA), 1899	Ben. Act 3, 1899.
" " (CENTRAL PROVINCES), 1903	Act 16, 1903.
" " (CITY OF BOMBAY), 1888	Bom. Act 3, 1888.
" " (MADRAS CITY), 1904	Mad. Act 3, 1904.
" " (DARJEELING), 1900	Ben. Act 1, 1900.
" " (PUNJAB), 1891	Act 20, 1891.
MUNICIPALITIES ACT (MADRAS DISTRICTS), 1884	Mad. Act 4, 1884.
" " (UNITED PROVINCES), 1900	U.P. Act 1, 1900.
MUNICIPAL ACT AMENDMENT ACT (CITY OF BOMBAY), 1888	Bom. Act 4, 1888.
" " " " " " 1893	Bom. Act 1, 1894.
MUNICIPAL DEBENTURES ACT (BOMBAY), 1876	Act 15, 1876.
MUNICIPALITIES REGULATION (AJMERE), 1886	Reg. 5, 1886.
MUNICIPAL SERVANTS ACT (BOMBAY), 1890	Bom. Act 5, 1890.
MUNICIPAL TAXATION ACT, 1881 (<i>See</i> MUNICIPALITY, 1)	Act 11, 1881.

MUNICIPALITY.

1865. Ben. Act 7 (Markets and Slaughter-houses, Bengal).
1867. Ben. Act 3, ss. 8, 9 (Ports).
1872. Reg. 3, s. 3 (Laws, Santhal Parganas).
1876. Act 15 (Debentures, Bombay City).
- „ Ben. Act 5 (Municipalities, Assam).
1878. Act 17, s. 7 (Ferries, Ajmere, Assam, Central Provinces, Coorg, North-Western Provinces, Oudh, Punjab).
- [P] „ Ben. Act 7, s. 84 (Excise, Bengal and Assam).
- „ Bom. Act 5, s. 63 (Excise).
- „ Mad. Act 7 (Police, Madras Presidency).
1879. Act 11, s. 8 (Local Authorities Loans).
- „ Bom. Act 6, ss. 36 to 38, 69 (Bombay Port Trustees).
1881. Act 11 (Municipal Taxation, British India generally).
1883. Act 1, ss. 3, 4 (Local Self-government, Central Provinces).
- „ Act 20, ss. 9, 10, 24, 54 (District Boards, Punjab).
- „ Ben. Act 5 (Porters, etc., Darjeeling and Kurseong).
1884. Act 19 (Water-supply, Rangoon).
- „ Ben. Act 3 (Municipalities, Bengal and Assam).
- „ Bom. Act 1, ss. 4, 36, 47, 48 (Local Boards, Bombay).
- „ Mad. Act 4 (Municipalities; Madras Presidency, except the City of Madras).
- „ Mad. Act 5, ss. 2, 118 (Local Boards, Madras).
1885. Act 8, ss. 1, 19 (Bengal Tenancy).
- „ Ben. Act 3, ss. 1, 30, 64, 88A, 136, 137 (Local Self-government, Bengal).
1886. Reg. 5 (Municipalities, Ajmere).
- „ Reg. 6, s. 3 (Rural Boards, Ajmere).
1887. Act 16, s. 94 (Agricultural Tenancies, Punjab).
1888. Act 12 (Municipality, Bombay City).
- „ Bom. Act 3 (City of Bombay Municipality).
1888. Mad. Act 3, s. 62 (Fire).
1890. Ben. Act 3, ss. 67, 68 (Calcutta Port).
- „ Bom. Act 4, s. 77 (Police, Bombay Districts).
- „ Bom. Act 5 (Municipal Servants, Bombay Presidency).
- „ Mad. Act 2, s. 11 (Canals and Ferries).
1891. Act 20 (Municipalities, Punjab).
- „ U. P. Act 1 (Water-supply, U. P.).
1892. U. P. Act 1 (Lodging-houses, U. P.).
1894. U. P. Act 3 (Drainage, etc., U. P.).
1898. Bom. Act 1 (Municipal Investments, Bombay City).
- „ Bom. Act 4, ss. 23, 24, 41 to 45, 72, 80, 81 (Improvement, Bombay City).
- „ Bur. Act 3 (Municipalities, Burma).
1899. Act 8, s. 23 (Petroleum).
- „ Bom. Act 2, ss. 1, 4 (Prevention of Adulteration).
- „ Ben. Act 3 (Municipality, Calcutta).
- „ U. P. Act 2 (Collection of taxes by Railway administration).
1900. Ben. Act 1 (Municipality, Darjeeling).
- „ U. P. Act 1 (Municipalities).
1901. Reg. 3, s. 29 (Frontier Crimes).
- „ Reg. 7, s. 3 (Laws, N.W. Fr.).
- „ Bom. Act 3 (Municipalities, Bombay Districts).
1902. Bom. Act 4, ss. 45, 46 (Police, Bombay City).
1903. Act 16 (Municipalities, Central Provinces).
1904. Bom. Act 2, s. 4 (Motor-vehicles).
- „ Mad. Act 3 (Municipality, Madras City).
1905. Mad. Act 2, s. 34 (Port Trust).
1907. Reg. 2 (Municipalities, Coorg).
- „ Mad. Act 2 (Hill Municipalities).
1910. Act 15, s. 18 (Cantonments).
- „ Ben. Act 2 (Municipality, Validation and Amendment).
- „ E. B. & A. Act 1, s. 74 (Excise).

[P] Repealed in Bengal by Ben. Act 5, 1909, and in Eastern Bengal by Act 1, 1910, which will come into force when notified.

MUNICIPALITY—*contd.*

I.—GENERALLY.

II.—AJMERE

III.—ASSAM.

IV.—ASSAM (EXCEPT CERTAIN TOWNS)

V.—BENGAL.

VI.—BENGAL (EXCEPT CALCUTTA AND
SAMBALPUR DISTRICT) AND EAST-
ERN BENGAL

VII.—CALCUTTA

VIII.—BOMBAY PRESIDENCY (EXCEPT
THE CITY OF BOMBAY)

IX.—CITY OF BOMBAY

X.—BURMA

XI.—CENTRAL PROVINCES AND THE
SAMBALPUR DISTRICT IN BENGAL

XII.—COORG

1. Preliminary.
2. Constitution and Government.
3. Taxation.
4. Funds and Property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

A.—MUNICIPALITIES PROPER.

1. Preliminary.
2. Constitution and Government.
3. Taxation.
4. Funds and Property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

B.—UNIONS.

C.—STATIONS.

1. Preliminary.
2. Constitution and Government.
3. Taxation.
4. Municipal Fund and Property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

A.—MUNICIPALITIES PROPER.

1. Preliminary.
2. Constitution and Government.
3. Taxation.
4. Municipal Fund and Property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

B.—NOTIFIED AREAS.

1. Preliminary.
2. Constitution and Government.
3. Taxation.
4. Funds (or Municipal Fund) and Property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

A.—MUNICIPALITIES PROPER.

1. Preliminary.
2. Constitution and Government.
3. Taxation.
4. Municipal Fund and Property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

B.—SMALL TOWNS GOVERNED ON MUNI-
CIPAL LINES.

MUNICIPALITY—*contd.*

XIII.—MADRAS PRESIDENCY.

XIV.—MADRAS PRESIDENCY (EXCEPT
THE CITY OF MADRAS)

1. Preliminary.
2. Constitution and Government.
3. Taxation.
4. Municipal Fund and property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

XV.—CITY OF MADRAS.

1. Preliminary.
2. Constitution and Government.
3. Taxation, and Payment for Occupation of Land.
4. Municipal Fund and Property.
5. Police.
6. The Public Health, Safety and Convenience.
7. Supplemental.

XVI.—PUNJAB AND N.W. PR. PROVINCE
XVII.—UNITED PROVINCES

- A.—MUNICIPALITIES PROPER.
 - 1 Preliminary.
 2. Constitution and Government.
 3. Taxation.
 4. Municipal Fund and Property.
 5. Police.
 6. The Public Health, Safety and Convenience.
 7. Supplemental.
- B.—SMALL TOWNS GOVERNED ON MUNICIPAL LINES.

I.—GENERALLY.

"Municipality," "Municipal Authority," etc., defined. *See*
WORDS AND PHRASES.

Power to prohibit levy of tax payable by military men or volunteers or by Government; Government to pay such taxes, or sum in lieu thereof

Act11,1881.

Ss. 4 and 5 of Act 11, 1881, as to payment of taxes or sum in lieu thereof, not to apply to cantonment included in municipality.

Act15,1910,s.18(2).

Local Authorities Loan Act, 1879, not to affect borrowing powers of Calcutta, Madras or Bombay Municipality, or power of any Local Authority to guarantee payment of interest

Act11,1879,s.3.

Power to limit operation of enactments relating to municipalities as regards possession or transport of petroleum

Act8,1899,s.23.

Transfer of public ferry to

Act17,1878,s.7.

Exemption of Government buildings from municipal building laws, etc. *See* GOVERNMENT BUILDING.

Regulation of sale of poisons in. *See* POISON.

Power to keep registers of births and deaths. *See* REGISTRATION OF BIRTHS, DEATHS, MARRIAGES, ETC.

Protection of game. *See* GAME.

Hackney-carriage law for, in municipalities in several provinces.

See HACKNEY-CARRIAGE.

MUNICIPALITY—*contd.*I.—GENERALLY—*contd.*

Vaccination in municipalities in certain provinces. *See* VACCINATION.

See also LOCAL AUTHORITY.

II.—AJMERE.

1. Preliminary.

Definitions { Reg.5,1886,ss.2,41(2),85.
expln.

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Procedure for constituting municipality Reg.5,1886,ss.3to5.
Power to divide municipality into wards " ss.9,10.
" to alter municipal limits; consequences to ensue on }
" alteration " 154to157.
" to withdraw municipality altogether from operation of }
" Regulation or Act; consequences to ensue on with- }
" drawal " s.163.
Municipality not to be included in area subject to Local Board }
or District Council Reg.6,1886,s.3.

(b) CONSTITUTION OF MUNICIPAL COMMITTEES.

Appointment or election of members { Reg.5,1886,ss.6to10,
s.145(a).
Power to except municipality from provisions relating to election }
of members of Committee, and to appoint such members as }
would otherwise have been elected " s.162.
Time for Committee coming into existence " s.16.
Term of office of members { " ss.11,14(3),
145(b).
Resignation or removal of member " ss.12,13.
Filling of casual vacancies " ss.14,145(c).
Incorporation of Committee " s.15.
Member deemed to be " Municipal Commissioner " " s.160.
Chairman and Vice-Chairman; election or appointment of " ss.18,19,24.
" " term of office of { " ss.20,23(3),
145(b).
" " resignation or removal of " ss.21,22.
" " filling of casual vacancy in office }
of " s.23.
Notification of elections, appointments and vacancies " s.25.

(c) CONDUCT OF BUSINESS.

Ordinary and special meetings " s.28.
Time for holding meetings " s.27.
Who to be Chairman of meeting " s.30.
Quorum " s.29.
Vote of majority ordinarily decisive; Chairman has casting vote " s.31.
Certain officers entitled to attend and speak " s.32.

MUNICIPALITY—*contd.*

II.—AJMERE—*contd.*

2. Constitution and Government—*contd.*

(c) CONDUCT OF BUSINESS—*contd.*

Record, signature and publication of proceedings	Reg. 5, 1886, s. 33.
Language (English or vernacular)	" s.145(d).
Making of rules or bye-laws as to conduct of business	" s.34.
Joint Committees; appointment of, by Municipal Committee and District Board, District Council, Local Board or Cantonment Authority or another Municipal Committee; delegation of powers to, and framing of regulations for	" s.26(1).

(d) OFFICERS AND SERVANTS.

Appointment, remuneration and removal of Secretary to Com- mittee	" s.35.
Appointment and remuneration of other officers and servants	" ss.36,145(h).
Dismissal of Government officials employed under former law	" s.17(e).
Pensions, gratuities and leave-allowances	" ss.37,38.

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Copy of resolutions of Committee to be sent to District Magis- trate or Deputy Commissioner	" s.32(2).
Commissioner and District Magistrate: General powers of control exerciseable by	" s.140.
Power of, to suspend action of Committee or Joint Committee; } report to higher authority	" s.141.
District Magistrate: extraordinary powers of, in case of emer- gency; report to Commissioner	" s.142.
Local Government; power of— to provide for performance of duties in default of Committee to supersede Committee in case of incompetency, persis- tent default or abuse of powers; consequences to ensue on supersession	" s.143. " s.144.
to frame forms and make rules	" s.145.
Settlement of differences of opinion between— Municipal Committees, District Boards, District Councils, } Local Boards and Cantonment Authorities	" s.26(2).

3. Taxation.

Taxes which may be imposed	" ss.41to43.
Procedure for imposing taxes	" s.44.
Power to abolish or reduce tax	" s.45.
" exempt persons and property from taxation	" s.46.
" suspend operation of tax	" s.47.
Remission of tax on unoccupied immoveable property	" s.617.
Taxes not invalid for defect of form	" s.48.
" when payable	" s.49.
" receipts to be given for	" s.50.
Appeal against taxation; limitation	" ss.51to53.

MUNICIPALITY—*contd.*II.—AJMERE—*contd.*3. Taxation—*contd.*

Assessment and recovery of taxes on immovable property	Reg.5,1886,ss.55to63.
Power to make rules as to assessment and collection of taxes	„ s.145(e)(2).
Recovery of taxes by distress and sale	„ s.153.
„ „ by process for recovery of arrears of land- revenue }	„ s.63.
Power of entry for discovery of vehicles or animals liable to tax- ation }	„ s.96.
Octroi; search for, and examination of, articles liable to	„ ss.64,65.
„ presentation of bill for	„ s.66.
„ power to make rules as to }	„ ss.116 (i),145(j).
„ exhibition of tables of	„ s.145(j).
Tolls; exhibition of tables of	„ s.145(k).
Octroi and tolls; seizure and sale of property for recovery of	„ s.67.

4. Funds and Property.

Municipal Fund; constitution of	s.68.
„ „ application of }	„ ss.69, 142(2), 143(3).
„ „ authority on which money may be paid from	„ s.145(b).
„ „ custody and investment of	„ ss.70,71.
„ „ compensation when payable out of	„ s.119.
„ „ accounts, estimates, and sanction to expendi- ture }	„ s.145(n) (o).
Municipal property; management of certain public institutions vested in Committee }	„ s.72.
„ „ conditions on transfer of, by sale, mort- gage, lease, etc. }	„ s.145(g).
„ „ acquisition of land for Committee	„ s.149.
Transfer of public ferry to Municipal Committee	Act17,1878,s.7.
Allotment for benefit of area excluded from municipality	Reg.5,1886,s.156.
Disposal of, when municipal area withdrawn from operation of Regulation or Act }	„ s.163.
Contract: procedure for entering into, and mode of executing	„ ss.39,40.
„ penalty on member, officer or servant of Committee being interested in contract made with Committee }	„ s.146.
Suit against Committee or officer thereof, etc. :	
Notice of	„ s.147.
Limitation of	„ s.147.
Liability of member of Committee for loss, waste or misappli- cation of money or property }	„ s.148.

5. Police.

Committee to maintain police-establishment	„ s.73.
Pay, leave-allowances, gratuities and pensions of police-estab- lishment }	„ s.74.
Police to consist of body of watchmen or of part of general police-force }	„ s.74.

MUNICIPALITY—*contd.*

II.—AJMERE—*contd.*

5. Police—*contd.*

Appointment, promotion, punishment, duties and powers of watchmen	Reg.5,1886,ss.75to77.
Duties of police consisting of part of general police-force	s.76.

6. The Public Health, Safety and Convenience.

(a) STREETS AND PUBLIC PLACES.	(k) FOOD, DRINK AND DRUGS.
(b) BUILDINGS.	(l) RESTRAINT OF INFECTION.
(c) DANGEROUS BUILDINGS AND PLACES.	(m) DISPOSAL OF THE DEAD.
(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(n) OFFENSIVE AND DANGEROUS TRADES.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(o) PREVENTION OF FIRE.
(f) DRAINS, LATRINES AND OTHER RECEP-TACLES FOR FILTH.	(p) DANGEROUS ANIMALS.
(g) SCAVENGING.	(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.
(h) SLAUGHTER-PLACES.	(r) ENTRY AND INSPECTION.
(i) BATHING AND WASHING PLACES.	(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.
(j) WATER-SUPPLY.	(t) MISCELLANEOUS.

(a) STREETS AND PUBLIC PLACES.

Municipal Fund applicable to—	
construction, maintenance, improvement, cleansing and repair of streets, bridges and embankments	Reg.5,1886,s.69(2)(a).
watering and lighting of streets	s.69(2)(b).
Acquisition of building sites adjoining new streets	s.78.
Naming of streets; penalty for defacing, etc., name	s.82.
Power to close streets	s.79.
Power to permit temporary occupation of street or land, and charge fees therefor	s.80.
Troughs and pipes for carrying water from buildings	s.100.
Brackets for lamps	s.81.
Removal of encroachment from building; compensation	s.86.
Cutting or trimming of hedges bordering on or branches overhanging street	s.109.
Penalty for unlawfully—	
depositing earth, materials or offensive matter in street or public place	s.121.
allowing offensive matter to flow, etc., into street or public place	s.122.
encroaching on street	
altering materials, fences or posts of street or public place	s.133.
depositing building materials or making excavation in street	
picketing animals or collecting carts on public ground, or using public ground as halting place or place of encampment, or permitting animals to stray	s.135.
disturbing direction-post or lamp-post or extinguishing public light in street or public place	s.137.
Penalty for driving vehicle in street without proper lights	s.128(rep. pt. Reg. 1, 1905.

See also below, (p).

MUNICIPALITY—*contd.*II.—AJMERE—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(b) BUILDINGS.

Notice of new building; powers of Committee as to construction; compensation	Reg. 5, 1886, s. 85.
Power to prevent use of inflammable materials in roof or external wall	" s. 83.
Regulation of line of buildings; compensation	" s. 84.
Removal of projection or encroachment from building; compensation	" s. 86(1), (2).
Permission to put up projecting verandahs, etc.	" s. 86(3).
Unauthorised building over public sewer, drain, culvert, water-course or water-pipe	" s. 103.
Attaching to building brackets for lamps	" s. 81.
Numbering of buildings; penalty for defacing, etc., number	" s. 82.
<i>See also below, (c), (d), (g), (r).</i>	

(c) DANGEROUS BUILDINGS AND PLACES.

Repair, protection or enclosure of dangerous building, well, tank or excavation	" s. 106.
Removal or repair of ruinous or dangerous building, wall or structure	" s. 107.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Cleansing of building for sanitary reasons	" s. 94.
" filthy building or land	" s. 110.
Clearing away noxious vegetation or undergrowth	" s. 108.
Cutting or trimming of hedges bordering on street or branches overhanging street or source of public water-supply	" s. 109.
Power to prohibit use for human habitation of building unfit for such use; appeal	" ss. 111, 120.
Prohibition or regulation of cultivation, use of manure or irrigation injurious to health; compensation; penalty	" s. 113.
Securing or enclosing of untenanted building or land becoming a nuisance	" s. 112.

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Places for deposit, and directions for removal	" s. 88.
Penalty for keeping offensive matter more than 24 hours or not in proper receptacle	" s. 123.

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipal Fund applicable to construction, etc., of drains and latrines	" s. 69(2)(a).
Provision of privies or cesspools	" s. 101(1).
" and maintenance of latrines, etc., and urinals for workmen	" s. 101(2).
Shutting out of privy from view, etc.	" s. 101(3).
Repair or removal of privy, drain, etc.	" s. 102.
Removal or closing of drain, latrine, urinal, cesspool, or other receptacle near source of public water-supply; penalty	" ss. 104, 125.
Unauthorised building over public sewer or drain	" s. 103.

MUNICIPALITY—*contd.*

II.—AJMERE—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*contd.*

Penalty for unlawfully—

depositing earth, materials or offensive matter in public sewer or drain	Reg.5,1886,s.121.
allowing offensive matter to flow, etc., into sewer or drain	" s.122.
making or altering drain leading into public sewer or drain	" s.124
making drain, latrine, urinal, cesspool or other receptacle near source of public water-supply	" s.125.
encroaching on public sewer or drain	" s.133.
Penalty for not keeping offensive matter in proper receptacle, or for suffering receptacle to be in filthy or noxious state or not cleansing same	" s.123.
<i>See also below (r).</i>	

(g) SCAVENGING.

Committee may provide for : entry of premises for purposes of .	" s.98.
---	---------

(h) SLAUGHTER-PLACES.

Places for slaughter of animals for sale ; penalty for slaughtering elsewhere	" s.89.
Power to inspect slaughter-house, and seize or destroy, etc., animal unfit for human consumption	" s.97.
" make rules for inspection and regulation of slaughter-houses	" s.116(e).

(i) BATHING AND WASHING PLACES.

Establishment and regulation of	" s.87.
---	---------

(j) WATER-SUPPLY.

Municipal fund applicable to—

construction, etc., of tanks and water-courses	" s.69(2)(a).
supply, storage and preservation of water	" s.69(2)(g).
Unauthorized building over public water-course or water-pipe	" s.103.
Removal or closing of drain, latrine, etc., near source of public water-supply	" ss.104.125.
Cleansing, repairing, covering, filling up or draining off private tank, well, reservoir, pool or excavation injurious to health or offensive ; compensation	" s.105.
Repair, protection or enclosure of dangerous well, tank or excavation	" s.106.
Cutting or trimming of branches overhanging source of public water-supply	" s.109.
Supervision and regulation of sources of public water-supply	" s.116(h).
Penalty for unlawfully making drain, latrine, etc., near source of public water-supply	" s.125.
" encroaching on public water-course	" s.133.

MUNICIPALITY—*contd.*II.—AJMERE—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(k) FOOD, DRINK AND DRUGS.

Municipal Fund applicable to construction, etc., of markets	Reg.5.1886,s.69(2)(c).
Power to make rules for inspection and regulation of markets	„ s.116(e).
Power to—	
inspect market or other place used for sale or storage of food or drink for man, or as a slaughter-house, or for the sale of drugs	„ s.97.
seize or destroy, etc., article or animal unfit for human consumption, and	
remove adulterated or noxious drug and bring same before Magistrate	
Penalty for feeding dairy or slaughter animal on deleterious substance	„ s.127

(l) RESTRAINT OF INFECTION.

Notices and precautions in case of infectious disease in lodging-house	„ s.116(d).
--	-------------

(m) DISPOSAL OF THE DEAD.

Power of Committee to close existing burial or burning ground	„ s.90(1),(2).
Permission of Committee required to forming of new burial or burning ground	„ s.90(3).
Penalty for burying or burning corpse in ground closed or ground formed without permission	„ s.90(4).
Control and regulation of use and management of burial and burning grounds	„ s.116(g).
Routes for removal of corpses	„ s.91.
Penalty for carrying corpse along prohibited route or so as to cause annoyance to public	„ s.136.
Appeal from orders relating to	„ s.120.

(n) OFFENSIVE AND DANGEROUS TRADES.

Regulation or prohibition of ; penalty ; appeal	„ ss.114, 115,120.
---	--------------------

(o) PREVENTION OF FIRE.

Power to prohibit—	
use of inflammable materials in roof or external wall	„ s.83.
stacking or collecting dry grass, straw or other inflammable materials, or placing of mats or thatched huts, or lighting of fires, in any place	„ s.92.
Power to regulate or prohibit trading in hay, straw, thatching-grass, wood, wool or other dangerously inflammable material, or storing of kerosine, petroleum, naphtha or any inflammable oil or spirit or any explosive substance ; appeal	„ ss.114, 115,120.

(p) DANGEROUS ANIMALS.

Penalty for allowing dangerous dog to be at large unmuzzled in street or public place	„ s.132.
---	----------

MUNICIPALITY—*contd.*

AJMER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(p) DANGEROUS ANIMALS—*contd.*

Penalty for not removing elephant or camel on approach of horse	Reg.5,1886,s.130.
„ unlawfully taking elephant along street	„ s.131.

(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.

Power to render licenses necessary for vehicles, boats, or animals plying for hire	„ s.116(a).
„ limit rates for hire of carriages, carts, boats or other conveyances, or of animals hired to carry loads, or for services of porters	„ s.116(b).
„ limit loads to be carried by such conveyances, vehicles or porters	„ s.116(b).
Saving of vehicles to which Hackney-carriage Act, 1879, applies {	„ s.116, prov.
Public conveyances.	

(r) ENTRY AND INSPECTION.

Power to enter building or land and inspect drains, privies or cesspools; opening of ground to prevent or remove nuisance; notice of entry; payment of expenses	„ s.93.
„ enter building and direct cleansing for sanitary reasons; notice of entry	„ s.94.
„ enter building or land for making survey or valuation, for examining works under construction, for ascertaining course of sewers or drains, or for executing or repairing work; notice of entry	„ s.95.
„ enter for discovery of vehicles or animals liable to taxation	„ s.96.
Entry for purposes of scavenging	„ s.98(f).
Inspection of lodging-houses	„ s.116(d).
„ of encamping grounds, pounds, sarais or zayats, markets and slaughter-houses	„ s.116(e).
Precautions to be observed in entering dwelling	„ s.99.

(s) TAKING OF CENSUS, AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.

Municipal Fund applicable to	„ s.69(2)(i).
Power to make bye-laws for—	
taking census	„ s.116(c).
registration of births, marriages and deaths	„ s.116(c).

(t) MISCELLANEOUS.

Municipal Fund applicable to—	
payment of expenses of pauper lunatics	
„ of portion of cost of Provincial Departments for education, sanitation, vaccination, medical relief and public works	„ s.69(f).
construction, etc., of schools, hospitals, dispensaries, etc., rest-houses, sarais or zayats, poor-houses, encamping-grounds, pounds and other works of public utility	„ s.69(2)(e).

MUNICIPALITY—*contd.*II.—AJMERE—*concl'd.*6. The Public Health, Safety and Convenience—*concl'd.*(i) MISCELLANEOUS—*cont'd.*Municipal Fund applicable to—*cont'd.*

grants-in-aid to schools, hospitals, dispensaries, poor-houses, leper asylums, etc.	}	Reg.5,1886,s.69(2).
training of teachers and establishment of scholarships]		
relief and relief works in time of famine or scarcity		
planting and preservation of trees		
public vaccination		
sanitary measures	}	"
holding of fairs, etc.		
things likely to promote health, safety, welfare or convenience of inhabitants	}	" s.69(2)(k).
Fairs, etc.; holding of		
Lodging-houses; regulation, inspection, etc., of	"	s.116(f).
Sarais and encamping-grounds: inspection and regulation of	"	s.116(d).
Pounds; inspection and regulation of	"	s.116(e).
Penalty for keeping animals so as to be injurious to health, or to become a nuisance	"	s.186(e).
" discharging fire-arms, or letting off fire-works or fire-balloons, or engaging in dangerous game	"	s.126.
" dangerous quarrying, blasting, cutting of timber or building	"	s.129.
	"	s.134.

7. Supplemental.

Rules; general power of Committee to make	"	s.116(I).
" " " of Local Government to make	"	s.145.
" penalty for breach of	"	s.116(2).
" confirmation and publication of	}	" ss.116(3), 150(2).
" to be published in draft		
Notice to fix reasonable time for doing act; Magistrate to determine whether time fixed is reasonable	"	s.150.
" publication of	"	ss.117(I), 138,prov.
" when not complied with, Committee may perform act	"	s.145(2).
" penalty for not complying with notice or conditions	"	s.117(2).
Recovery of cost of work executed by Committee in default of owner or occupier; deduction from rent of sum paid by occupier; saving of contracts	"	s.138.
" of monies claimable by Committee	"	s.118.
Compensation when payable out of Municipal Fund; application of procedure of Land Acquisition Act for settlement of disputes	"	s.153.
Appeal from orders of Committee; limitation	"	s.119.
" suspension of action pending	"	s.120.
Prosecutions by whom to be initiated	"	s.139.
" under other laws not barred, but only one punishment allowed	"	s.151.
Saving of Local Authorities Loan Act, 1879	"	s.152.
Vacancies and irregularities not to invalidate proceedings	"	s.159.
Powers of Government exerciseable from time to time	"	ss.48,161.
	"	s.158.

MUNICIPALITY—*contd.*

III.—ASSAM.

Transfer of public ferry to Municipal Commissioners	Act 17, 1878, s. 7.
Power to assign to Municipal Commissioners functions and powers of Government officers as to granting and withdrawing licenses for sale of liquor and intoxicating drugs	[1] Ben. Act 7, 1878, s. 84.
Power of Municipal Commissioners to keep registers of births and deaths. See REGISTRATION OF BIRTHS, ETC., B. 1.	

IV.—ASSAM (EXCEPT CERTAIN TOWNS).^[2]

A.—MUNICIPALITIES PROPER.

1. Preliminary.

Definitions	Ben. Act 5, 1876, s. 6.
-----------------------	-------------------------

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Places in which former law in force to become municipalities	Ben. Act 5, 1876, s. 3.
Procedure for constituting new municipality	" ss. 8, 9, 11, 12.
Power to transfer municipality from one class to another	
Uniting of places with municipality	" ss. 13, 14.

(b) CONSTITUTION OF MUNICIPAL COMMISSION.

Appointment and election of Commissioners; <i>ex officio</i> Commissioner; resignation and removal of Commissioners; tenure of office; retirement by rotation	" ss. 15 to 28.
Chairman and Vice-Chairman	
Incorporation of Commissioners	" ss. 18, 29, 30, 31.

(c) CONDUCT OF BUSINESS.

Meetings of Commissioners; minutes of proceedings	" ss. 40 to 45, 313(a).
Powers of Chairman; delegation of his powers or duties to Vice-Chairman	
Ward Committees; appointment or election of; powers of; conduct of business by; control over	" ss. 46, 47, 50 to 55.
Commissioner or member of Ward Committee not to vote on question affecting himself	

(d) OFFICERS AND SERVANTS.

Appointment, salaries, leave-allowances and removal of	" s. 48.
Power to take security from	" s. 49.
Masters, etc., to give one month's notice of withdrawal from duties	" s. 195.
Power to make bye-laws as to conduct of	
Penalty for taking bribe	" s. 313(c), s. 377.

[1] Ben. Act 7, 1878, will be repealed by E. B. and Assam Act 1, 1910, from the date of its coming into force in the territories to which it extends.

[2] Ben. Act 5, 1876, has been extended to Assam by notification under the Scheduled Districts Act, 1874, but has been repealed in the towns of Dhubri, Dibrugarh, Gauhati and Sylhet, the Sadr Sub-division of the District of Darrang and the Jorhat Sub-Division of the District of Sibsagar by Ben. Act 3, 1864, which has been extended to those towns by notification under the said Scheduled Districts Act.

MUNICIPALITY—*contd.*IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*

(c) GENERAL POWERS OF OFFICIAL CONTROL.

Annual report of Commissioners' proceedings; audit of accounts Ben. Act 5, 1876, ss. 72, 73.

Power of Commissioner of Division to appoint Committee to report on state of municipality when Commissioners have failed in their duty; power of Local Government to direct District Magistrate to raise funds and execute Chapter II of Part X of Act in default of Commissioners } „ s. 318.

3. Taxation.

Taxes authorized by Act to be deemed to have been imposed in municipalities which were governed under laws repealed by Act } „ s. 7.

Taxes which may be imposed } „ ss. 77, 78, 81, 82, 122, 133, 142, 149, 151, Sch. III.

Taxes not invalid for defect of form } „ s. 369.

Power to make bye-laws as to collection of taxes } „ s. 313(b).

Tax on persons occupying holdings, and rate on holdings:

Assessment, payment and recovery of; distress and sale; suits } „ ss. 79 to 121, Sch. I, II.

Tax on carriages, horses and other animals:

Order for imposition of tax; licenses; compounding; list of licenses; entry and inspection: refund of tax } „ ss. 122 to 132.

Registration of carts:

Order for registration; procedure for registration; fee; seizure and sale of unregistered cart } „ ss. 133 to 138.

Tolls on ferries, bridges and roads:

Ferries: order for levy of tolls; toll not leviable unless ferry used; toll to be prepaid; prohibition of private ferries near municipal ferry } „ ss. 142 to 147.

Bridges and roads: power to establish toll-bars; power to levy tolls; publication of accounts; cessation of levy of tolls; order for levy of tolls; toll to be prepaid; seizure and sale of property for recovery of toll } „ ss. 149 to 154.

Leasing: exhibition of table of tolls; compounding for tolls; police to assist in case of non-payment of toll; penalty for taking unauthorized toll } „ ss. 144, 155 to 158, 160, 161.

Exemptions from taxation:

Tax on persons occupying holdings:

Not to be levied in respect of arable land or building used for worship } „ s. 79.

„ „ public building } „ s. 81.

Power to exempt persons on ground of poverty. } „ s. 83.

Exemption when holding vacant } „ s. 87.

MUNICIPALITY—*contd.*

IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

3. Taxation—*contd.*

Exemption from taxation—*contd.*

Rate on holdings :

Holding used as place of worship exempted	Ben. Act 5, 1876, s. 90.
Power to reduce or remit rate on ground of hardship	" s. 97.
Remission or refund when holding vacant	" ss. 101, 102.

Tax on carriages, horses and other animals :

Certain property exempted	" s. 122.
-------------------------------------	-----------

Registration of carts :

Certain carts exempted	" s. 133.
----------------------------------	-----------

Tolls on ferries, bridges and roads :

Certain property exempted	" s. 159.
-------------------------------------	-----------

4. Funds and Property.

Municipal Fund : constitution of	" s. 59.
" " application of	" ss. 59 to 62.
" " expenditure outside municipality	" s. 62.
" " accounts	" ss. 63, 70, 73, 74.
" " estimates	" ss. 64 to 71, 167 to 179.
" " payment of cost of establishments in offices of District Magistrate and Commissioner of Division	" s. 74.
" " custody and investment of	" s. 75.
" " authority on which payments may be made from	" s. 76.
Market Fund : constitution and application of	" s. 301.
Municipal property ; property vested in Commissioners or Committees under former laws to vest in Commissioners constituted under this Act	" s. 4.
" " vesting of property in, and transfer of property to, Commissioners	" ss. 32 to 35.
" " acquisition and transfer of land by Commissioners	" ss. 36 to 38.
" " power to assign public ferries to Commissioners	" s. 139.
" " power of Commissioners to declare private ferries to be municipal ferries ; compensation	" s. 140.
" " maintenance and working of ferries	" s. 141.
" " power to assign toll-bar to Commissioners	" s. 148.
" " rubbish and offensive matter collected by Commissioners to belong to them	" ss. 177, 178, 206.

MUNICIPALITY—*contd.*IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*4. Funds and Property—*contd.*

Contracts : power to make ; mode of executing	Ben. Act 5, 1876, s. 39-
Liability of Commissioners and Ward Committees ; penalty on { their being interested in contract made with Commissioners . {	„ ss. 56, 57.
Suits against Commissioners, etc. : notice ; limitation ; tender } of amends }	„ s. 374.

5. Police.

Police to be appointed under Act 5, 1861	„ s. 164.
Employment of, beyond municipality }	„ ss. 165, 166.
Estimates of income and expenditure on account of }	„ ss. 167 to
Monthly bill for expenses of }	„ s. 173.
Investment of Magistrate with powers of District Superintendent } of Police }	„ s. 174.
Police-officers to assist—	
in seizure of unregistered cart }	„ s. 138.
in case of resistance to collection of toll }	„ s. 160.
Police-officers to report offences, and may arrest offenders ; } disposal of persons arrested }	„ s. 376.

6. The Public Health, Safety and Convenience.

(a) ROADS, ETC.	(g) BATHING AND WASHING PLACES.
(b) BUILDINGS.	(h) WATER-SUPPLY.
(c) DANGEROUS BUILDINGS AND PLACES.	(i) FOOD, DRINK AND DRUGS.
(d) BUILDINGS, GROUNDS, ETC., IN INSANI- TARY CONDITION, ETC.	(j) DISPOSAL OF THE DEAD.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(k) OFFENSIVE AND DANGEROUS TRADES.
(f) DRAINS, LATRINES AND OTHER RECEP- TACLES FOR FILTH.	(l) PREVENTION AND EXTINCTION OF FIRE.
	(m) STABLES, CATTLE-YARDS, ETC.
	(n) REGISTRATION OF BIRTHS AND DEATHS.
	(o) MISCELLANEOUS.

(a) ROADS, ETC.

Provisions applicable generally :	
Commissioners to maintain and repair public roads, bridges } and embankments, and may maintain, etc., other roads, } bridges and embankments }	Ben. Act 5, 1876, s. 61.
Municipal Fund applicable to lighting and watering of roads . }	
Power to close road temporarily ; steps to be taken to pre- } vent accident during repairs }	„ s. 213.
Removal of wall, fence or other obstruction or encroachment } on road, and of projections from houses ; penalty }	„ ss. 215 to 220.
Trimming of hedges or trees bordering on or overhanging road ; } penalty }	„ ss. 222, 223.
Naming of roads ; penalty for defacing, etc., name }	„ s. 232.
Power to make bye-laws for regulating traffic }	„ s. 313.

MUNICIPALITY—*contd.*IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) ROADS, ETC.—*contd.*

Provisions applicable to selected municipalities only :

Removal of projections from houses ; compensation	{	Ben. Act 5, 1876, ss. 251, 252.
Power to allow deposit of movables, making of excavation, etc., in road	{	„ s. 253.
Boards to be set up during repairs, etc., penalty	{	„ ss. 254, 255.
Penalty for throwing offensive matter on to road, or allowing offensive matter to run, etc., on to road	{	„ ss. 236, 237.

(b) BUILDINGS.

Provisions applicable generally :

Setting back house to regular line of road ; compensation ; penalty	{	„ ss. 221, 223.
---	---	-----------------

Numbering of houses ; penalty for defacing, etc., number	„	s. 232.
--	---	---------

Provisions applicable to selected Municipalities only :

Removal of projections from houses ; compensation	{	„ ss. 251, 252.
---	---	-----------------

Power to prohibit use of inflammable materials in external roofs and walls	{	„ s. 256.
--	---	-----------

Notice of new building ; powers of Commissioners	{	„ ss. 257 to 260.
--	---	-------------------

Erection, etc., of huts or sheds, under control of Commissioners ; penalty	{	„ ss. 261 to 263.
--	---	-------------------

See also below, (c), (d).

(c) DANGEROUS BUILDINGS AND PLACES.]

Provisions applicable generally :

Securing and protection of dangerous well, tank or excavation ; penalty	{	„ ss. 224, 225.
---	---	-----------------

Repair or renewal of ruinous or dangerous house, etc. ; penalty {	„	ss. 226, 227, 229.
---	---	--------------------

(d) BUILDINGS, GROUNDS, ETC., IN INSANITARY CONDITION, ETC.

Provisions applicable generally :

Power to require removal of noxious vegetation or draining of land ; acquisition of land ; compensation ; penalty	{	„ ss. 204, 205.
---	---	-----------------

Provisions applicable to selected municipalities only :

Block of huts causing risk of disease : inspection and report by medical officers ; execution of works for removal of such risk, and recovery of expenses ; sale of materials if huts pulled down ; powers of Local Government in default of Commissioners	{	„ ss. 264 to 270.
--	---	-------------------

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Provisions applicable generally :

Establishments, carts, etc., for removal ; time of removal ; places for deposit ; penalties	{	„ ss. 193, 194, 196 to 198.
---	---	-----------------------------

MUNICIPALITY—*contd.*IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER—*contd.*Provisions applicable generally—*contd.*

Power to make bye-laws as to disposal of offensive matter, car-	}	Ben. Act 5, 1876, s. 313.
casses, etc.		

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Provisions applicable generally :

Commissioners to maintain and repair drains, privies, latrines } and urinals vested in them, and may construct, etc., others }	}	s. 61.
Drains, privies and cesspools :		
Control over and inspection of ; opening of ground, and }	}	ss. 199, 200.
payment of expenses		
Penalty for not keeping in proper state }	}	s. 203.
Provision and maintenance, or licensing, of common neces- }		
saries ; penalty }	}	ss. 201, 202.
Existing public sewers, drains and other conservancy works }		
to be under control of Commissioners ; power to construct }	}	s. 207.
new works }		
Penalty for encroaching on drain or sewer }	}	s. 214.
Power to make bye-laws for regulation of privies and cesspools		s. 313.
Provisions applicable to selected municipalities only :		
Drains ; repair of ; penalty }	}	s. 235.
„ unlawfully making or altering drain leading into }		
public sewer or drain ; penalty }	}	ss. 240, 241.
„ provision of drainage ; penalty }		
„ alteration, etc., of drain improperly made }	}	ss. 242, 243.
„ penalty for throwing, etc., offensive matter, etc., }		
into sewer or drain }	}	s. 236.
„ „ for unlawfully constructing, etc., drain }		
Unlawful construction or keeping of drain, latrine, etc., near }	}	s. 245.
tank or water-course ; penalty }		
Privies and cesspools : regulation of ; penalties }	}	ss. 246, 248.
	}	ss. 235, 238, 239, 244 to 248.

(g) BATHING AND WASHING PLACES.

Provisions applicable generally :

Power to set apart tanks, etc., for bathing and washing }	}	s. 209.

(h) WATER-SUPPLY.

Provisions applicable generally :

Commissioners to maintain and repair tanks, ghats, wells and }	}	s. 61.
channels vested in them, and may maintain, etc., other }		
tanks, etc. }	}	
Municipal Fund applicable to supply of water }		

MUNICIPALITY—*contd.*

IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(h) WATER-SUPPLY—*contd.*

Provisions applicable generally—*contd.*

Public streams, channels, tanks, etc., to be under control of Commissioners	Ben. Act 5, 1876, s. 208.
Power to set apart tanks, etc., for supply of water for drinking and culinary purposes, and to prohibit fouling of water; penalty	ss. 209, 210.
Cleansing or draining-off of injurious or offensive tank, pool or stagnant water; acquisition of land; compensation; penalty	ss. 211, 212.
Provisions applicable to selected municipalities only:	
Unlawful construction or keeping of drain, latrine, etc., near tank or water-course; penalty	ss. 246, 248.

(i) FOOD, DRINK AND DRUGS.

Provisions applicable to selected municipalities only:

Drainage, paving and water-supply for places for sale of food and for slaughter-houses; penalty	ss. 271, 272.
Entry, under Magistrate's warrant, of premises where article of food or drink unfit for human consumption is offered for sale; search for, and seizure and disposal of article	s. 273.
Power of Commissioners to enter and inspect market, shop, building, etc., used for sale of articles of food, or place used as slaughter-house, and to seize, destroy, etc., articles unfit for food	s. 274.
Licensing of shops for sale of meat	ss. 285, 286.
Definition of "municipal market" and "market"	s. 302.
Power to provide municipal market or take lease of market, and charge rents, tolls and fees; recovery of rents, etc.	s. 300.
Market Fund: constitution and application of	s. 301.
Licensing and registration of markets	ss. 303 to 310.
Penalty for using, and closing of, unlicensed market	ss. 311, 312.
Power to make bye-laws for regulation of markets	s. 313.
Drugs: registration of places for sale of drugs; penalty	ss. 275, 276.
„ entry and inspection of places for sale of drugs; removal and disposal of adulterated drugs; compensation	s. 277.

(j) DISPOSAL OF THE DEAD.

Provisions applicable to selected municipalities only:

Burial and burning grounds:

Power to provide	s. 283.
Registration of	s. 278.

MUNICIPALITY—*contd.*IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(j) DISPOSAL OF THE DEAD—*contd.*Provisions applicable to selected municipalities only—*contd.*Burial and burning grounds—*contd.*

Prohibition of use of unregistered ground ; penalty	{	Ben. Act 5, 1876, ss. 281, 282.
Permission required to making, etc., of	„	s. 279.
Power to close	„	s. 280.
Power of Commissioners to bury or burn corpses of paupers } free of charge	}	s. 284.

(k) OFFENSIVE AND DANGEROUS TRADES.

Provisions applicable to selected municipalities only :

Licensing of places for carrying on ; penalty	{	„ ss. 285, 286.
Power to direct discontinuance of ; penalty	{	„ ss. 287, 288.
S. 285 not to apply to distilleries, warehouses, etc., established } or licensed under Eastern Bengal and Assam Act 1, 1910 }	{	[1] E. B. & A. Act 1, 1910, s. 74.

(l) PREVENTION AND EXTINCTION OF FIRE.

Provisions applicable to selected municipalities only :

Licensing of yards or depôts for trade in hay, straw, wood, thatching-grass, jute or other dangerously inflammable material, and of store-houses for kerosene, petroleum, naphtha or any inflammable oil or spirit or explosive substance	{	Ben. Act 5, 1876, ss. 285, 286.
See also above, (b), (c).		

(m) STABLES, CATTLE-YARDS, ETC.

Provisions applicable to selected municipalities only :

Licensing of places for keeping horses, ponies or cattle ; penalties	{	„ ss. 289 to 291.
--	---	-------------------

(n) REGISTRATION OF BIRTHS AND DEATHS.

Provisions applicable generally :

Power to require Commissioners to register births and deaths in accordance with Ben. Act 4, 1873	{	„ s. 295.
Appointment of Sub-Registrars at burial or burning-ground ; furnishing of particulars to them for registration	{	„ ss. 296, 297.
Medical officers to send to Commissioners notice of deaths in hospital	{	„ s. 298.
Power to make bye-laws as to	„	s. 313.

MUNICIPALITY—*contd.*IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*concl.*

(a) MISCELLANEOUS.

Provisions applicable generally :

Commissioners to maintain and repair certain wharves and jetties; and may construct, etc., others
 Municipal Fund applicable to—
 construction, etc., of squares and gardens
 erection and maintenance of offices, etc.
 construction and repair of school-houses
 establishment and maintenance of schools, hospitals and dispensaries
 promotion of vaccination

Ben. Act 5, 1876, s. 61.

Power to destroy stray dogs s. 230.
 „ offer rewards for destruction of noxious animals s. 231.
 „ make bye-laws for regulating use of fire-arms, fire-works, fire-balloons, etc. s. 313.
 Nuisances, public; power to direct prosecution for s. 316.
 „ saving of suits for s. 378.
 Application of Part II of the Village-chaukidari Act, 1870, to municipalities; duties of Municipal Commissioners s. 375.

Provisions applicable to selected municipalities only :

Power to prohibit excavations; penalty ss. 249, 250.
 Licensing of sarais; penalty ss. 285, 286.
 Restrictions on keeping of pigs, sheep or goats; penalty ss. 292, 293.

7. Supplemental.

Provisions applicable generally :

Power of Local Government to withdraw Part VI (ss. 177 to 232), or any portion thereof, from any municipality or part thereof ss. 177, 178.
 Rules; power to make ss. 16, 51, 69.
 Bye-laws; power to make; penalties for breach of ss. 313, 315.
 „ confirmation of s. 314.
 „ final publication of s. 365.
 Requisition for execution of work by owner or occupier how to be made and served; making and disposal of objections to execution; execution by Commissioners in default of owner or occupier, and payment and apportionment of expenses; recovery of expenses by occupier from owner ss. 179 to 186, 188.
 Limitation of liability of managers, agents and trustees s. 6(14).
 Recovery of monies due to Commissioners ss. 187, 371, 372.

MUNICIPALITY—*contd.*IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*contd.*A.—MUNICIPALITIES PROPER—*concl'd.*7. Supplemental—*contd.*Provisions applicable generally—*contd.*

Reference to Civil Court for determination of amount payable by owner or occupier or determination and apportionment of damages or compensation ; procedure of Court ; costs	Ben. Act 5, 1876, ss. 189 to 191.
Recovery of damages or compensation by distress and sale	" s. 192.
Power of Commissioners to take possession of building repaired by them until expense of repairs be paid	" s. 228.
Power of Commissioners to pay compensation	" s. 373.
Notices and other documents ; publication and service of	" ss. 365, 367.
Notice ; service of, on owner or occupier	" s. 368.
Production of licenses	" s. 370.
Prosecution : power to direct ; expenses of	" s. 316.
" initiation and limitation of	" s. 317.
Fines ; levy of	" s. 366.
Irregularities not to invalidate proceedings	" ss. 119, 369.
Provisions applicable to selected municipalities only :	
Parts VII and IX (ss. 233 to 294, 299 to 312) to apply only to municipalities to which extended by Local Government ; procedure for extension	" ss. 233, 234, 299.
Power to suspend or cancel license	" s. 294.

B.—UNIONS.

Places in which Act 20, 1856, in force to become unions under Act	" s. 3.
Power of Local Government—	
to extend Chapter III (ss. 319 to 350) to city, town, suburb or bazar, and to form unions	" ss. 320, 322.
to define and vary limits of union, and withdraw union from operation of Chapter III	" ss. 321, 323.
Continuance of taxes imposed under Act 20, 1856	" s. 319.
Assessment and levy of tax to pay expenses of police and of cleansing and improving union	" ss. 323, 324, 327, 329 to 339, Sch. IV.
Constitution and application of Union Fund	" s. 325.
Estimates	" s. 326.
Constitution of panchayat for assessment of tax ; duration of service ; removal of members and filling of casual vacancies	" ss. 328, 341 to 343.
Power of Magistrate to assume functions of panchayat	" s. 340.
Appointment and duties of sadar panchayat	" s. 344.
" of tax collectors and establishments	" s. 345.
Collection and recovery of tax	" ss. 346, 347.
Naming of streets and numbering of houses	" s. 349.

MUNICIPALITY—*contd.*

IV.—ASSAM (EXCEPT CERTAIN TOWNS)—*concl'd.*

B.—UNIONS—*cont'd.*

Provisions of Chapter II, Part V (ss. 164 to 176), of Act, as to police, applied, with modifications, to unions	Ben. Act 5, 1876, s. 348.
Provisions of Chapters I and V (ss. 1 to 6, 365 to 378) of Act applied to unions	„ s. 350.

C.—STATIONS.

Places in which Act 26, 1850, in force to become stations under Act	„ s. 3.
Power of Local Government to extend Chapter IV (ss. 351 to 364) to town or suburb	„ ss. 352 to 356.
Local Government to appoint Commissioners for station	„ s. 356.
Vesting in Commissioners of property held under Act 26, 1850	„ s. 4.
Continuance of taxes imposed under Act 26, 1850	„ s. 351.
Power of Commissioners to make rules as to taxation and administration generally	„ ss. 356, 357.
Constitution and application of Station Fund	„ ss. 358, 359.
Power of Commissioners to make contracts	„ s. 359.
Liability of Commissioners	„ s. 360.
Recovery of taxes and sums due to Commissioners; application of ss. 111 to 120 of Act	„ s. 361.
Annual report by Commissioners to Local Government	„ s. 362.
Power of Local Government to suspend operation of Chapter IV (ss. 351 to 364) and appoint person to report on behaviour of Commissioners	„ s. 363.
Provisions of Chapters I and V (ss. 1 to 6, 365 to 378) of Act applied to stations	„ s. 364.

V.—BENGAL.

Power of Municipal Commissioners to keep registers of births and deaths. See REGISTRATION OF BIRTHS, ETC., B, 1.
Powers, etc., of Municipal Commissioners under Fire Brigade Act. See FIRE.
Powers, etc., of Municipal Commissioners under Bengal Sanitary Drainage Act, 1895. See DRAINAGE, I, C, 3.
Powers of Municipal Commissioners See LEPRO.

VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM^[1].

1. Preliminary.

Ben. Act 3, 1884, declared in force in the Santhal Parganas	Reg. 3, 1872, s. 3.
Definitions	Ben. Act 3, 1884, ss. 2, 6, 15, 141B, 147B, 240, 288, 336.
Repeal and savings	„ ss. 2, 367, Sch. VI.

[1] Ben. Act 3 of 1884 has been extended to the towns of Dhubri, D³ rugarh, Gauhati and Sylhet, the Sadar Sub-division of the District of Darrang and the Jorhat Sub-division of the District of Sivasagar in Assam by notification under the Scheduled Districts Act, 1874.

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT). EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*1. Preliminary—*contd.*

Repeal of portions of Ben. Act 3, 1884, in Howrah, on extension of portions of the Calcutta Municipal Act, 1899, thereto	Ben. Act 3, 1899, s. 642.
Continuance of former Municipalities	Ben. Act 3, 1884, s. 3.
„ „ „ Commissioners and taxes	„ s. 7.
Power to exclude Municipalities from operation of the Bengal Tenancy Act, 1885; such exclusion not to affect prior rights or liabilities	(Ben.) Act 8, 1885, ss. 1(3), 19(2) (am., Ben. Act 1, 1907, ss. 3, 9). (E.B.) Act 8, 1885, ss. 1(3), 19(2) (am. E.B. & A. Act 1, 1908, ss. 3, 9).

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Procedure for constituting municipality	Ben. Act 3, 1884, ss. 5, 8, 10, Sechs. I, II.
Power to withdraw municipality from operation of Act, to alter limits of municipality, to sub-divide municipality into two or more municipalities, or to unite two or more municipalities into one	„ ss. 9, 9A.
Consolidation or apportionment of Municipal funds and property when union or sub-division effected	„ s. 9B.
Municipalities excluded from jurisdiction of Local Boards, etc.	(Ben., E.B.) Ben. Act 3, 1885, s. 1.

(b) CONSTITUTION OF MUNICIPAL COMMISSION.

Number of Commissioners	Ben. Act 3, 1884, ss. 9, 13.
Validation of alteration of number of Commissioners of Santipur Municipality	Ben. Act 2, 1910, s. 3.
Election of Commissioners	Ben. Act 3, 1884, ss. 14, 15, 16.
Appointment of Commissioners	„ ss. 14, 16, 17, Sch. I.
Term of office of Commissioners	„ ss. 21, 26.
Power to remove Commissioners; consent of Local Government required to their re-election	„ ss. 19, 20, 22.
Incorporation of Commissioners	„ s. 29.
Chairman and Vice-Chairman:	
Appointment or election of Chairman; election of Vice-Chairman; removal; term of office	„ ss. 23 to 26, 26A, 59, Sch. II.
Resignation of; grant of leave to	„ ss. 26A, 26B, 27A.
Allowances and leave allowances of	„ ss. 28, 59.
Ex officio appointments of Commissioner or Chairman	„ s. 25A.
Resignation of Commissioner	„ s. 27A(2).
Filling of casual vacancies in office of Commissioner, Chairman or Vice-Chairman	„ s. 27.

(c) CONDUCT OF BUSINESS.

Meetings of the Commissioners; minutes of proceedings	„ ss. 38 to 43, 60, 351A.
---	---------------------------

MUNICIPALITY—*contd.*

VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*

2. Constitution and Government—*contd.*

(c) CONDUCT OF BUSINESS—*contd.*

Powers of Chairman ; delegation of his duties or powers to Vice-Chairman	Ben.Act3,188,ss.44,45.
Joint Committees ; appointment of, by Municipal Commissioners and District Board or Cantonment Authority or other Municipal Commissioners ; delegation of powers to, and framing of rules for	s.37A. (Ben.,E.B.)Ben.Act3, 1885,s.30.
Ward Committees :	
Power to divide municipality into wards ; appointment or election of Committees	Ben.Act3,1884,ss.50,55.
Power to make rules as to election of	" s.51.
Chairman and Vice-Chairman of	" ss.52,54.
Powers of	" s.53.
Meetings of ; minutes of proceedings	" s.54.
Establishments for	" s.54.
Removal or resignation of members	" s.55.
Commissioner or member of Ward Committee not to vote on question affecting himself	" s.58.

(d) OFFICERS AND SERVANTS.

Scale of ; appointment, salaries, leave allowances and removal of	" ss.46,61.
Power to make bye-laws as to duties, appointment, leave, fining, suspension and removal of	" s.351A.
Pensions, gratuities and Provident or Annuity Fund	" ss.47,59.
Pensions, gratuities and leave allowances of Government officials employed by Commissioners	" s.48.
Commissioners may take security from	" s.49.
Mehters, etc., to give one month's notice of withdrawal from duties	" ss.173,174 188.
Power to invest certain servants with power to arrest offenders	" s.365
Penalty for taking bribe	" s.366.

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Certain resolutions of Commissioners to be subject to approval of Local Government	" s.59.
Copy of minutes of proceedings to be sent to District Magistrate	" s.60.
Control over appointment and dismissal of officers and servants	" s.61.
Power of District or Sub-divisional Magistrate to inspect property and documents	" s.62.
Power of Commissioner of Division or District Magistrate to suspend action ; report to Local Government ; powers of Local Government	" s.63.
Power of Local Government—	
to provide for performance of duty in default of Commissioners	" s.64.
to supersede Commissioners for incompetency, default or abuse of powers ; consequences to ensue on supersession	" -ss.65,66,Schs. I,II.

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL
AND CERTAIN TOWNS IN ASSAM—*contd.*2. Constitution and Government—*concl'd.*(c) GENERAL POWERS OF OFFICIAL CONTROL—*contd.*Power of Local Government—*contd.*

S. 66 (b) to be deemed (in Bengal) to include and always to have included powers and duties which may be exercised or performed by Commissioners at a meeting as well as otherwise	Ben. Act 2, 1910, s. 2.
Settlement of disputes between Commissioners, District Boards and Cantonment Authorities	Ben. Act 3, 1884, s. 66A. (Ben., E.B.) Ben. Act 3, 1885, ss. 136, 137.
Control of District Magistrate, Commissioner of Division and Local Government over estimates and expenditure	Ben. Act 3, 1884, ss. 74 to 80.
Submission of annual report and of registers, etc., to Local Government; audit of accounts by special officer	" ss. 81, 82.
Delegation of certain of Local Government's powers to Commissioners of Divisions	" s. 29A.

3. Taxation.

Continuance of taxes imposed under former laws	" s. 7.
Taxes which may be imposed—	
generally	" ss. 85, 86(a) to (c), 89, Sch. V.
in selected municipalities only	Ben. Act 3, 1884, ss. 86(d) to (f), 279, 309, 321, 326.
Taxes not invalid for defect of form	" s. 358.
Recovery of taxes generally	" ss. 360, 361.
Taxes which may be imposed generally :	
Tax on persons occupying holdings, and rate on holdings :	
Assessment, payment and recovery of; revision of assessment; distress and sale; suits	" ss. 87 to 130, Schs. III, IV.
Appointment of assessor of taxes	" s. 111A.
Power to enter, inspect and measure holding	" ss. 99, 100.
Tax on carriages, horses and other animals :	
Order for imposition of tax; licenses; compounding; list of licensees; entry and inspection; refund of tax; prohibition of double fee; meaning of "used in the ordinary course of business"	" ss. 131 to 141B, Sch. V.
Registration of carts :	
Order for registration; procedure for registration; fee; seizure and sale of unregistered cart; prohibition of double fee; apportionment of fees; levy of fee when cart registered in more than one municipality; meaning of "used in the ordinary course of business"	" ss. 142 to 147B.
Tolls on ferries, bridges and roads :	
Ferries order for levy of tolls; toll not leviable unless ferry used; toll to be prepaid; prohibition of private ferries near municipal ferry	" ss. 151, 152, 154 to 156.

MUNICIPALITY—*contd.*VI.—BENGAL (EXCESS CALCUTTA AND SAMPALPUR DISTRICT), EASTERN BENGAL
AND CERTAIN TOWNS IN ASSAM—*contd.*3. Taxation—*contd.*Tolls on ferries, bridges and roads—*contd.*

Bridges and roads : power to establish toll-bars ; power to levy tolls ; publication of accounts ; cessation of levy of tolls ; order for levy of tolls ; toll to be prepaid ; seizure and sale of property for recovery of toll	Ben. Act 3, 1884, ss. 158 to 163.
Leasing ; exhibition of table of tolls ; compounding for tolls ; police to assist in case of non-payment of toll ; penalty for taking unauthorized toll	„ ss. 153, 164 to 167, 169, 170.

Taxes which may be imposed in selected municipalities only :

Tolls leviable under Canals Act, 1864 :

Power to appoint Commissioners to collect tolls, and power to direct them to cease to levy tolls	(Ben., E.B.) Ben. Act 3, 1884, ss. 171, 172.
--	--

Water-rate :

Assessment, payment, collection and recovery of	Ben. Act 3, 1884, ss. 279(3), 280 to 286, 297.
Remission of tax when premises unoccupied	„ ss. 282, 283.
Application of	„ s. 307.

Lighting-rate :

Assessment and payment of	„ ss. 310 to 317.
Remission of, when holding unoccupied	„ s. 315.
Application of	„ s. 318A.

Fee for cleansing latrines :

Payment, recovery and application of	„ ss. 322 to 324.
Power to compound for	„ s. 325.
Power to levy rate per head, in lieu of	„ s. 326.
Power to require list of persons residing in, or habitually resorting to, holding ; penalty	„ ss. 333, 334.

Exemptions from taxation :

Tax on persons occupying holdings :

Not to be levied in respect of occupation of place of public worship, public burial or burning ground or public building	„ ss. 87, 89.
Power to exempt persons on ground of poverty or when occupation of holding has ceased	„ ss. 91, 92.
Exemption when holding vacant	„ s. 95.

Rate on holdings :

Places of public worship and public burial or burning grounds exempted ; power to exempt holding used for purposes of public charity	„ s. 98.
Power to remit payment on ground of hardship	„ s. 106.
Remission or refund when holding vacant	„ ss. 110, 111.

Tax on carriages, horses and other animals :

Certain property exempted	„ s. 131.
Registration of carts :	
Certain carts exempted	„ s. 142.

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL
AND CERTAIN TOWNS IN ASSAM—*contd.*3. Taxation—*concl'd.*Exemptions from taxation—*contd.*

Tolls on ferries, bridges and roads :

Certain property exempted Ben. Act 3, 1884, s. 168.

Water-rate :

Certain premises exempted „ s. 279(3).

Fee for cleansing latrines :

Certain shops and places of business exempted „ s. 322, prov.

„ jails, reformatories and lunatic asylums exempted „ s. 331A.

4. Municipal Fund and Property.

Municipal Fund : constitution of „ s. 67.

„ „ custody and investment of „ s. 83.

„ „ application of „ ss. 64, 68, 69.

„ „ power to make rules as to application of „ s. 69B.

„ „ authority on which payments may be made }
from „ s. 84.„ „ receipts and expenditure on account of hos- }
pitals and dispensaries „ s. 69A.

„ „ expenditure outside municipality „ s. 70.

„ „ accounts and estimates „ ss. 69A, 71 to 82.

Liability of Commissioners and members of Ward Committees }
for misapplication of money „ s. 56.

Municipal property : what property vested in Commissioners „ ss. 4, 30.

„ „ power of Commissioners to acquire property „ s. 31.

„ „ power to vest hospitals, dispensaries, }
schools, rest-houses, ghats and markets }
in Commissioners „ ss. 32, 33.„ „ power of Commissioners to acquire and }
dispose of land „ ss. 34 to 36.„ „ power to assign public ferries to Commis- }
sioners „ s. 148.„ „ power of Commissioners to declare private }
ferries to be municipal ferries ; compen- }
sation „ s. 149.

„ „ maintenance and working of ferries „ s. 150.

„ „ power to assign toll-bar to Commissioners „ s. 157.

„ „ rubbish, sewage, etc., collected by Com- }
missioners to belong to them „ ss. 173, 174, 196.Consolidation or apportionment of funds and property when }
municipalities united or municipality sub-divided. } „ s. 9B.

Contracts : power to make ; mode of executing „ s. 37.

„ penalty on Commissioner or member of Ward Com- }
mittee having interest in contract made with Com- }
missioners „ s. 57.Suits against Commissioners, etc. : notice ; limitation ; tender }
of amends „ s. 363.

MUNICIPALITY—*contd.*

VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*

5. Police.

Police-officers to assist—

in seizure of unregistered cart	Ben.Act3,1884,s.147.
in case of resistance to collection of toll	„ s.169.
Powers of police-officers on occasion of fire	„ s.349B.
Police-officers to report offences, and may arrest offenders; disposal of persons arrested	„ s.365.
Power of Local Government to charge cost of police on Port Fund of port in or abutting municipal town	(Ben., E.B.) Ben.Act3,1867, ss.8,9.

6. The Public Health, Safety and Convenience.

(a) ROADS, ETC.	(h) WATER-SUPPLY.
(b) BUILDINGS.	(i) LIGHTING WITH GAS.
(c) DANGEROUS BUILDINGS AND PLACES.	(j) FOOD, DRINK AND DRUGS.
(d) BUILDINGS, GROUNDS, ETC., IN INSANITARY CONDITION, ETC.	(k) RESTRAINT OF INFECTION.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(l) DISPOSAL OF THE DEAD.
(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.	(m) OFFENSIVE AND DANGEROUS TRADES.
(g) BATHING AND WASHING PLACES.	(n) PREVENTION AND EXTINCTION OF FIRE.
	(o) STABLES, CATTLE-YARDS, ETC.
	(p) REGISTRATION OF BIRTHS AND DEATH
	(q) MISCELLANEOUS.

(a) ROADS, ETC.

Provisions applicable generally :

Commissioners to maintain and repair public roads and bridges, and may maintain, etc., other roads and bridges.	Ben.Act3,1884,s.69.
Municipal Fund applicable to lighting and watering of roads	„ s.201.
Power to close road temporarily; steps to be taken to prevent accident during repairs	„ ss.202to206, 218.
Removal of wall, fence, or other obstruction of encroachment on road, and of projections from houses; compensation; penalty	„ ss.207,218.
Removal of fallen house, tree, etc., obstructing public highway; penalty	„ ss.208,218.
Trimming of hedges or trees bordering on or overhanging road, or causing obstruction or damage to road; penalty	„ ss.215,216.
Naming of roads; penalty for defacing, etc., name	„ s.217(5).
Penalty for encroaching on road	„ s.350.
Power to make bye-laws for regulating traffic and preventing obstructions, etc., on or near roads	„

Provisions applicable to selected municipalities only :

Removal of projections from houses; compensation	„ s.233.
Power to allow deposit of moveables, making of excavation, etc., in road	„ s.234.
Hoards to be set up during repairs, etc.; penalty	„ ss.235,273(I).
Penalty for unlawfully digging or cutting up public road or thoroughfare	„ s.269.

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) ROADS, ETC.—*contd.*Provisions applicable to selected municipalities only—*contd.*

Penalty for throwing offensive matter on to road, or allowing offensive matter to run, etc., on to road	Ben. Act 3, 1884, s. 270(1), (2).
Laying of water-pipes under public road or thoroughfare to be executed only by officer of Commissioners	s. 302.

(b) BUILDINGS.

Provisions applicable generally :

Setting back building to regular line of road or drain ; com- pensation ; penalty	ss. 206, 218.
Numbering of houses ; penalty for detaching, etc., number	ss. 215, 216.

Provisions applicable to selected municipalities only :

Removal of projections from houses ; compensation	s. 233.
Power to prohibit use of inflammable materials in external roofs and walls ; penalty	ss. 236, 270(5).
Notice of new building ; powers of Commissioners ; compensa- tion ; appeals ; penalties	ss. 237 to 241, 242A, 271, 273(1).
Erection, etc., of huts or sheds, under control of Commission- ers ; penalty	ss. 243, 244, 267.

See also below, (c), (d).

(c) DANGEROUS BUILDINGS AND PLACES.

Provisions applicable generally :

Securing or protection of dangerous well, tank or excavation ; penalty	ss. 209, 219.
Removal, securing or repair of ruinous or dangerous building ; etc. ; penalty	ss. 210, 212, 219.

Provisions applicable to selected municipalities only :

Power to prohibit letting of house which is unstable or has defective drainage or latrine accommodation ; appeal ; pen- alty	ss. 242, 242A, 273 (1).
--	----------------------------

(d) BUILDINGS, GROUNDS, ETC., IN INSANITARY CONDITION, ETC.

Provisions applicable generally :

Power to require removal of noxious vegetation, levelling or draining acquisition of land ; compensation ; penalty	ss. 195, 219.
Securing or removal of untenanted or ruinous building afford- ing facilities for commission of nuisance or harbouring of noxious animals ; penalty	ss. 210A, 219.

Provisions applicable to selected municipalities only :

Block of huts causing risk of disease : inspection and report by medical officers ; execution of works for removal of such risk and recovery of expenses ; sale of materials if huts pulled down	ss. 245 to 248.
---	-----------------

MUNICIPALITY—*contd.*

VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL
AND CERTAIN TOWNS IN ASSAM—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Provisions applicable generally :

Establishments, carts, etc., for removal ; time of removal ;	{ Bom. Act 3, 1884, ss. 186, 187,
places for deposit ; penalties	
Power to make bye-laws as to disposal of sewage, carcasses,	{ 189, 216, 217 (1).
etc.	
	„ s. 350.

Provisions applicable to selected municipalities only :

Licensing and control of persons employed in removing sewage	„ s. 331.
--	-----------

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Provisions applicable generally :

Commissioners to maintain and repair drains and privies vested	{	„	s. 69.
in them, and may construct, etc., others			

Provision of system of drainage. *See below, (h).*

Drains, privies and cesspools :

Control over and inspection of ; opening of ground, and pay-	{	„	ss. 190, 191.
ment of expenses			

Disinfection of	„	s. 192.
---------------------------	---	---------

Penalty for not keeping in proper state	„	ss. 217 (3), 329.
---	---	-------------------

Provision and maintenance, or licensing, of common neces-	{	„	ss. 193, 194,
saries ; penalty			
			217 (2).

Existing public sewers, drains and other conservancy works to	{	„	s. 197.
be under control of Commissioners ; power to construct new			
works			

Removal of fallen house, tree, etc., obstructing public drain ;	{	„	ss. 207, 218.
penalty			

Penalty for encroaching on drain or sewer	„	s. 217 (5).
---	---	-------------

Power to make bye-laws as to management of drains, sewers,	{	„	s. 350.
privies and cesspools			

Provisions applicable to selected municipalities only :

Drains ; repair of ; penalty	„	ss. 224, 271.
--	---	---------------

„ unlawfully making or altering drain leading into pub-	{	„	ss. 226, 272.
lic sewer or drain ; penalty			

„ provision of drainage ; penalty	{	„	ss. 227, 228,
„ alteration, etc., of drain improperly made			
			271.

„ penalty for throwing, etc., offensive matter, etc.,	{	„	s. 229.
into sewer or drain			

„ „ for unlawfully constructing, etc., drain	„	s. 272.
--	---	---------

Unlawful construction or keeping of drain, latrine, etc., near	{	„	ss. 230, 270 (3),
tank or water-course ; penalties			
			271.

Privies and cesspools : regulation of ; penalties	{	„	ss. 224, 225,
			229, 231, 266,
			270 (3), 271, 272.

Supply of water for latrines and water-closets	„	s. 296.
--	---	---------

Power to maintain establishment for cleansing private privies	{	„	s. 320.
and cesspools			

Power for municipal servants to enter premises, etc.	„	s. 330.
--	---	---------

Provision of latrines for private premises	„	s. 332.
--	---	---------

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL
AND CERTAIN TOWNS IN ASSAM—*contd.*6. The Public Health, Safety and Convenience—*contd.*(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*contd.*Provisions applicable to selected municipalities only—*contd.*

Part IX (ss. 320 to 334) not to apply to certain jails, reformatories and lunatic asylums	Ben. Act 3, 1884, s. 334A.
---	----------------------------

(g) BATHING AND WASHING PLACES.

Provisions applicable generally :

Power to set apart wells, tanks, etc., for bathing and washing	„	s. 199.
Power to make bye-laws as to bathing and washing places	„	s. 350.

(h) WATER-SUPPLY.

Provisions applicable generally :

Commissioners to maintain and repair tanks, ghats, wells and channels vested in them, and may maintain, etc., other tanks, etc.	„	s. 69.
Municipal Fund applicable to supply of water		
Public streams, channels, tanks, etc., to be under control of Commissioners	„	s. 198.
Power to set apart wells, tanks, etc., for supply of water for drinking and culinary purposes, and to prohibit fouling of water ; penalty	„	ss. 199, 217(4).
Power to prohibit use, for drinking, of unwholesome water ; penalty	„	ss. 199A, 217(4).
Cleansing, filling-up or draining-off of injurious or offensive well, stagnant water, etc. ; acquisition of land ; compensation ; penalty	„	ss. 200, 219.
Trimming of trees overhanging tank or well used for drinking purposes or fouling water ; penalty	„	ss. 203, 218.
Penalty for encroaching on aqueduct or water-course	„	s. 217(5).
Power to make bye-laws as to water-supply	„	s. 350.
Provision of (i) supply of water for domestic purposes, or (ii) system of drainage :—		
Submission of scheme by Commissioners or Joint Committee to Local Government		
Reference of scheme to Sanitary Board		
Local Government may sanction scheme, with or without alteration, or refer it to Sanitary Board for further consideration		
Distribution of cost of scheme		
Publication of scheme as approved, with particulars		
Final sanctioning or rejection of scheme, or further reference to Sanitary Board		ss. 37B to 37M.
Carrying out of scheme		
Power for Local Government to appoint officer to execute works		
Advance from public funds for scheme		
Compulsory introduction of scheme		
Application of Part VII (ss. 279 to 307 ; imposition of water-rate, etc.), when water-supply provided under compulsion		
Powers conferred on Commissioners not to be exercised by Chairman		

MUNICIPALITY—*contd.*

VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(h) WATER SUPPLY—*contd.*

Provisions applicable generally—*contd.*

Provision of (i) supply of water for domestic purposes, or
(ii) system of drainage—*contd.*

Power of District Board to contribute towards cost of { (Ben.) Ben. Act 3, 1885, s.
municipal water-supply 88A; (ins. Ben. Act 5, 1908,
s. 44).

Provisions applicable to selected municipalities only :

Public tanks, water-works, etc., vested in Commissioners	Ben. Act 3, 1884, s. 306.
Commissioners to provide water-supply ; supply for domestic purposes ; pressure ; communication-pipes ; powers of entry and inspection ; supply for business	„ ss. 287 to 295.
Supply of water for latrines and water-closets	„ s. 296.
Power to supply water for domestic use outside municipality	„ s. 300.
Inspection before making connection with service-pipes ; connection to be made by officer of Commissioners	„ ss. 301, 302.
Specification and estimate to be sent by owner to occupier, or by occupier to owner, before commencing work	„ s. 304.
Owner to bear expense of keeping works in repair ; saving of prior leases	„ s. 305.
Power to turn off water	„ ss. 293, 297.
Penalties for—	
wasting water	„ ss. 298, 299.
unlawfully taking water for use outside municipality	„ s. 300.
unlawfully flushing, diverting, etc., water	„ s. 303.
Application of water-rate, moneys received for supply of water or execution of works and fines	„ s. 307.
Unlawful construction or keeping of drain, latrine, etc., near tank or water-course ; penalties	„ ss. 230, 270(3), 271.

(i) LIGHTING WITH GAS.

Provisions applicable to selected municipalities only :

Submission of plan to Local Government ; publication and sanctioning or rejection of plan	„ s. 308.
Alteration of situation of gas-pipe or other gas-work	„ ss. 317, 318.
Application of lighting-rate, moneys received for lighting or for execution of works, and fines	„ s. 318A.
Application of Part VIII (ss. 308 to 318A) to other systems of lighting involving laying of pipes or wires, etc.	„ s. 319.

(j) FOOD, DRINK AND DRUGS.

Provisions applicable to selected municipalities only :

Drainage, paving and water-supply for places for sale of food and for slaughter-houses ; penalty	„ ss. 249, 268.
--	-----------------

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*6. The Public Health, Safety and Convenience—*contd.*(j) FOOD, DRINK AND DRUGS—*contd.*Provisions applicable to selected municipalities only—*contd.*

Entry, under Magistrate's warrant, of premises where article of food or drink unfit for human consumption is offered for sale ; search for, and seizure and disposal of article	Bén.Act3,1884,s.250.
Sale of article of food or drink not of the quality, etc., demanded	„ ss.251,251A.
Power of Commissioners to enter and inspect market, shop, building, etc., used for sale or storage of articles of food, or place used as slaughter-house, and to seize, destroy, etc., articles unfit for food	„ ss.251B,251C.
Compulsory sale of article of food for purposes of analysis	„ s.251D.
Definition of " municipal market " and " market "	„ s.336.
Power to provide municipal market or take lease of market, and charge rents, tolls and fees ; recovery of rents, etc.	„ s.335.
Licensing and registration of markets	„ ss.337to343.
Penalty for using, and closing of, unlicensed market	„ ss.344,345.
Ben. Act 7, 1865, may be extended by notification to places in which Ben. Act 3, 1884, is in force	(Ben.&E.B.)Ben.Act7, 1865,s.9(and seeBen.Act3, 1884).
„ „ „ repealed as to Suburbs of Calcutta	Ben.Act4,1876,s.2.
Slaughter-houses not to be used except under license ; penalty ; exception as to Hindu and Muhammadan places of worship	(Ben.&E.B.)Ben.Act7, 1865,s.1.
Power of Municipal Commissioners to provide slaughter-houses and make bye-laws therefor	„ s.2.
Draining and paving of, and water-supply for, licensed slaughter-houses ; penalty	„ s.3.
Market : water-supply for meat market ; penalty	„ s.3.
„ power of Municipal Commissioners to make bye-laws as to inspection, management and sanitation of markets for sale of meat or fish	„ s.4.
Power of Municipal Commissioners to inspect markets or places used for sale of meat, poultry or fish and slaughter-houses and seize animals and articles unfit for human consumption ; destruction or disposal of things seized ; penalty on owner	„ s.5.
Power of Magistrate, on conviction, to suspend or revoke license for slaughter-house	„ s.6.
Penalty for using slaughter-house during suspension or after revocation of license	„ s.7.
Application of certain provisions of Ben. Act 3, 1884	„ ss.4,8(and seeBen.Act, 3,1884).
Drugs ; registration and licensing of shops, etc., for retail sale of drugs ; licensing of compounders ; penalties	Ben.Act3,1884,ss.252,276.
„ entry and inspection of places for sale of drugs ; removal and disposal of adulterated, inert, unwholesome or noxious drugs ; compensation	„ s.253.

MUNICIPALITY—*contd.*

VI.—BENGAL (EXCEPT CALCUTTA AND SAMBAHPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(k) RESTRAINT OF INFECTION.

Provisions applicable generally :

Power to prohibit use, for drinking, of water likely to engender or spread dangerous disease ; penalty	{ Ben.Act3,1884,ss.199A, 217(4).
Power of District Board to contribute towards cost of measures for preventing plague	{ (Ben.)Ben.Act3,1885,s. 88A(ins.Ben.Act5,1908,s. 44).

(l) DISPOSAL OF THE DEAD.

Provisions applicable generally :

Power to make bye-laws for regulating cremations, burials and disposal of corpses	{ Ben.Act3,1884,s.350.
---	------------------------

Provisions applicable to selected municipalities only :

Burial and burning grounds :

Power to provide, and charge fees	„ s.259.
Registration of	„ s.254.
Prohibition of use of unregistered ground ; penalty	„ ss.257,274.
Permission required to making, etc., of	„ s.255.
Power to close ; appeal	{ „ ss.256,256A, 256B.
Licensing of sale of fuel, etc., at burning grounds	„ s.260A.
Power of Commissioners to cause burial or burning ; recovery of expenses	{ „ s.258.
„ „ to bury or burn corpses of paupers free of charge	{ „ s.260.

(m) OFFENSIVE AND DANGEROUS TRADES.

Provisions applicable to selected municipalities only :

Licensing of places for carrying on ; penalty	{ „ ss.261,273(2), (3).
Power to direct discontinuance of ; penalty	„ ss.262,277.
Prohibition of private kilns ; penalty	{ „ ss.262A,273 (2).
Nothing in s. 261 to apply to brewery, etc., established or licensed under E. B. A. Act 1, 1910	{ [1]E.B.&A.Act1,1910,s.74.

(n) PREVENTION AND EXTINCTION OF FIRE.

Provisions applicable generally :

Power to establish, equip and maintain fire-brigade ; powers of persons superintending brigade at fire	{ „ ss.349A,349B.
Municipal Fund applicable to maintenance of fire-brigade	„ s.69(xiv).

Provisions applicable to selected municipalities only :

Licensing of yards or depôts for trade in hay, straw, wood, thatching grass, jute or other dangerously inflammable material, and of store-houses for kerosene, petroleum, naphtha or any inflammable oil or spirit	{ „ ss.261,273(2), (3).
--	-------------------------

See also above, (m), (b).

[1] E. B. & A. Act.1, 1910 will come into force when notified.

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL
AND CERTAIN TOWNS IN ASSAM—*contd.*● 6. The Public Health, Safety and Convenience—*Contd.*

(o) STABLES CATTLE-YARDS, ETC.

Provisions applicable to selected municipalities only.

Licensing of places for keeping horses, ponies or cattle; provision of public stables; penalty	Ben. Act 3, 1884, ss. 263, 264, 273(2), (3), (4).
--	---

(p) REGISTRATION OF BIRTHS AND DEATHS.

Provisions applicable generally:

Power to require Commissioners to register births and deaths in accordance with Ben. Act 4, 1873	„ s. 346.
Appointment of sub-registrars at burial or burning ground; furnishing of particulars to them for registration	„ ss. 347, 348.
Medical officers to send to Commissioners notice of deaths in hospital	„ s. 349.

(q) MISCELLANEOUS.

Provisions applicable generally:

Municipal Fund applicable to—

construction, etc., of tramways, squares and gardens	„ s. 69.
erection and maintenance of offices, etc.	
construction and repair of school-houses	
establishment and maintenance of schools, hospitals and dispensaries	
promotion of vaccination	
acquiring and keeping of open spaces	
training and employment of female medical practitioners and of veterinary practitioners	
veterinary purposes	
breeding of horses, etc.	
free libraries	
works of public utility	
benches for trial of offences	
certain travelling expenses	

Maintenance and management of High English School by Joint Committee of Municipal Commissioners and members of District Board	(Ben., E.B.) Ben. Act 3, 1885, s. 64.
---	---------------------------------------

Power to destroy stray dogs	Ben. Act 3, 1884, s. 213.
-----------------------------	---------------------------

„ offer rewards for destruction of noxious animals	„ s. 214.
--	-----------

„ make bye-laws for regulating letting-off of fire-arms, fire-works, fire-balloons or bombs	„ s. 350.
---	-----------

Nuisances; power to make bye-laws for preventing	„ s. 350.
--	-----------

„ public; power to direct prosecution for	„ s. 352.
---	-----------

„ saving of suits for	„ s. 367.
-----------------------	-----------

Application of Part II of the Village-chaukidari Act, 1870, to municipalities; duties of Municipal Commissioners	„ s. 364.
--	-----------

Provisions applicable to selected municipalities only:

Power to order survey; application of Calcutta Survey Act, 1887	„ s. 223A.
---	------------

Power to prohibit excavations; penalty	„ ss. 232, 270(4).
--	--------------------

MUNICIPALITY—*contd.*

VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(g) MISCELLANEOUS—*contd.*

Provisions applicable to selected municipalities only—*contd.*

Licensing of lodging-houses or sarais ; penalty	{ Ben. Act 3, 1884, ss. 261, 273 (2), (3).
Restrictions on keeping of pigs, sheep or goats ; penalty	{ „ ss. 265, 273 (5).
Hilly tracts ; special power to make bye-laws for	{ „ s. 350A.
Hilly tracts :	
Darjeeling :	
Application of Ben. Act 3, 1884, to	Ben. Act 1, 1900, s. 2.
Power to include adjacent areas within municipality	„ s. 3.
Ben. Act 1, 1900, to extend to Darjeeling Municipality without special extension	{ Ben. Act 3, 1884, s. 220 (prov. added, Ben. Act 1, 1900, s. 13).
Power to close public road or part for repairs or other public purpose	{ Ben. Act 3, 1884, s. 201 (am. Ben. Act 1, 1900, s. 9).
Power to absolutely close public road in certain cases	{ „ s. 201A (ins. Ben. Act 1, 1900, s. 10).
Private road or bridge ; control and inspection ; control over construction, reconstruction or alteration of ; work not to be commenced without written permission	{ „ ss. 201B, 201C, Sch. A. (ins. Ben. Act 1, 1900, s. 10).
power to require owner to reconstruct, alter, repair, make revetment, etc., or to take order in respect of, when stability or security of hillside or bank threatened	{ „ s. 201D (ins. Ben. Act 1, 1900, s. 10).
rules as to construction, etc., of	{ „ s. 201F, Sch. A. (ins. Ben. Act 1, 1900, s. 10).
provision or enlargement of waterway on	{ „ s. 201E. (ins. Ben. Act 1, 1900, s. 10).
power to close in certain cases	{ „ s. 201G. (ins. Ben. Act 1, 1900, s. 10).
Removal of materials falling upon road, public or private : disposal of materials	{ „ ss. 207, 207A (sub. Ben. Act 1, 1900, s. 11).
Power to define character of building, “framed,” “masonry” or “hut”	{ Ben. Act 3, 1884, s. 6A (ins. Ben. Act 1, 1900, s. 5).
Building regulations :	
Roofs or external walls of inflammable material ; prohibition and power to order removal of ; exceptions	{ „ s. 236 (sub. Ben. Act 1, 1900, s. 17).
Buildings not to be erected, etc., except in accordance with provisions of Ben. Act 1, 1900	{ „ s. 237 (sub. Ben. Act 1, 1900, s. 17).
Masonry buildings and framed buildings ; approval of site ; permission to erect, etc. ; grounds for refusal ; lapse of permission if not acted upon within six months ; notice to be given before commencement and after completion ; inspection and powers thereon	{ „ ss. 238 to 244H, Sch. C (ins. Ben. Act 1, 1900, s. 17).
Huts ; permission to erect, re-erect or materially alter ; grounds for refusal of permission ; appeal ; lapse of permission if not acted upon within six months ; notice of commencement of work ; inspection	{ „ ss. 244J to 244Q, Sch. C (ins. Ben. Act 1, 1900, s. 17).
Certain buildings exempted from operation of sections 240 to 244Q	{ „ s. 244R (ins. Ben. Act 1, 1900, s. 17).
Demolition, alteration or stopping of work unlawfully commenced, carried on or completed	{ „ ss. 244S to 244U (ins. Ben. Act 1, 1900, s. 17).

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*contd.*6. The Public Health, Safety and Convenience—*contd.*(g) MISCELLANEOUS—*contd.*Provisions applicable to selected municipalities only—*contd.*Hilly tracts—*contd.*Darjeeling—*contd.*Building regulations—*contd.*

Provision of roof-gutters, down pipes, etc., for carrying water from roof of building	Ben. Act 3, 1881, s. 244Z (ins. Ben. Act I, 1900, s. 17).
Power to require owner to take down, secure, repair, etc., building, wall or structure threatening stability or security of any hill-side or threatened by the condition of any hill-side, etc.	„ ss. 210B, 210C (ins. Ben. Act I, 1900, s. 12).
Power to prohibit occupation of or to remove persons occupying unsafe or insanitary building.	„ ss. 244V, 244W (ins. Ben. Act I, 1900, s. 17).
Power to prohibit use for dwelling purposes of buildings unfit for human habitation	„ s. 244X (ins. Ben. Act I, 1900, s. 17).
Abatement of overcrowding in dwelling-house, etc.; power to prescribe minimum space necessary for each occupant	„ s. 244Y (ins. Ben. Act I, 1900, s. 17).
Power to require revetting, turfing, sloping, etc., of any land threatening security of any hill-side; execution of works: rules as to revetting turfing, sloping, etc.	„ ss. 248A to 248E, Sch. D (ins. Ben. Act I, 1900, s. 18).
Power to inspect drains, privies and cesspools without previous notice to occupier	„ s. 191 (am., Ben. Act I, 1900, s. 8).
Removal of materials falling into drain, public or private, disposal of materials	„ ss. 207, 207A (sub. Ben. Act I, 1900, s. 11).
Power to define limit of <i>ghora</i> , water-course, etc.	„ s. 224A (ins. Ben. Act I, 1900, s. 14).
Control over construction, alteration, repair, etc., of private drains; previous written permission required for; rules for	„ ss. 224B, 229A, Sch. B (ins. Ben. Act I, 1900, ss. 14, 16).
Power to require reconstruction, repair, etc., of private drain and construction of drain for building or land not properly drained	„ ss. 224C, 227 (ins. Ben. Act I, 1900, ss. 14, 15).
Power to cause buildings, lands, etc., belonging to different owners to be drained in combination; apportionment of expenses	„ s. 228 (sub. Ben. Act I, 1900, s. 15).
Sections 175 to 182, Ben. Act 3, 1884, not to apply in certain cases	Ben. Act I, 1900, s. 6.
Requisition for execution of work under Ben. Act I, 1900, should prescribe time for compliance; power to enforce requisition on default; showing cause and hearing and disposal of objection against requisition in certain cases	Ben. Act 3, 1884, ss. 182A, 182B (ins. Ben. Act I, 1900, s. 7).
Penalties	„ ss. 272A to 272E (ins. Ben. Act I, 1900, s. 19).
Power to make bye-laws and to provide fine for breach of bye-laws	„ ss. 350A, 350B (ins. Ben. Act I, 1900, s. 20).
Power of Local Government to make rules and amend schedules	„ s. 351B (ins. Ben. Act I, 1900, s. 21).
Power of entry to inspect, survey or execute work	„ s. 351C (ins. Ben. Act I, 1900, s. 21).

MUNICIPALITY—*concl.*VI.—BENGAL (EXCEPT CALCUTTA, AND SAMBALPUR DISTRICT), EASTERN BENGAL AND CERTAIN TOWNS IN ASSAM—*cont.*6. The Public Health, Safety and Convenience—*concl.*(g) MISCELLANEOUS—*concl.*Provisions applicable to selected municipalities only—*concl.*Hilly tracts—*concl.*Darjeeling—*concl.*Building regulations—*concl.*

Appeals to Engineer and Commissioner; procedure in	{	Ben. Act 3, 1884, ss. 351 D to 351 H (ins. Ben. Act 1, 1900, s. 21).
appeals before Commissioner; assessors; limitation of		
time for appeal		

Control over porters, etc., in Darjeeling and Kurseong:

Act not to come into force till notified	Ben. Act 5, 1883, s. 2.
--	-------------------------

Proclamation of such notification	„ s. 3.
-----------------------------------	---------

“Coolies” mean porters and include dandy-wallas and other persons employed in carrying, drawing or propelling any vehicle	„ s. 1.
---	---------

Licensing and registration of coolies	„ ss. 4 to 7.
---------------------------------------	---------------

Licensed coolies to wear metal badge, under penalty; renewal of badge, on payment	„ ss. 8, 9, 15.
---	-----------------

Power of Municipal Commissioners to fix rates for hire of coolies; such rates to be paid except under special agreement	„ ss. 10, 11.
---	---------------

Withdrawal or suspension of license—

for misconduct	„ s. 12.
----------------	----------

on conviction of offence	„ s. 20.
--------------------------	----------

Penalty on coolie—

for certain offences connected with hiring	„ s. 13.
--	----------

for working without license, etc.	„ s. 14.
-----------------------------------	----------

for not surrendering license or badge on expiry of license, etc.	„ s. 16.
--	----------

for using counterfeit badge	„ s. 17.
-----------------------------	----------

for not depositing lost or unclaimed property at police-station	„ s. 18.
---	----------

for not producing license or badge on being charged with offence	„ ss. 19, 20.
--	---------------

Endorsement of conviction on license	„ s. 19.
--------------------------------------	----------

Penalty for refusing to pay legal fare	„ s. 21.
--	----------

Jurisdiction of Magistrate	„ s. 22.
----------------------------	----------

Fines to be credited to Municipal Fund	„ s. 23.
--	----------

7. Supplemental.

Provisions applicable generally:

Power of Local Government to withdraw Part V (ss. 175 to 219), or any portion thereof, from any municipality or part thereof	{	Ben. Act 3, 1884, ss. 173, 174.

Rules; power to make	{	„ ss. 15, 37 A, 47, 51, 69 B, 78, 351 A.
„ sanctioning and publication of		

Bye-laws; power to make; penalties for breach of	„ ss. 350, 350 A.
--	-------------------

„ confirmation of; publication of, in draft	„ s. 35.
---	----------

„ final publication of	„ s. 35 A.
------------------------	------------

MUNICIPALITY—*contd.*VI.—BENGAL (EXCEPT CALCUTTA AND SAMBALPUR DISTRICT), EASTERN BENGAL
AND CERTAIN TOWNS IN ASSAM—*concl'd.*7. Supplemental—*contd.*Provisions applicable generally—*contd.*

Requisition for execution of work by owner or occupier how to be made and served; making and disposal of objections to execution; execution by Commissioners in default of owner or occupier, and payment and apportionment of expenses; recovery of expenses by occupier from owner; reference to Civil Court	Ben. Act 3, 1884, ss. 175 to 184, 212.
Limitation of liability of managers, agents and trustees	„ s. 6(11).
Recovery of moneys due to Commissioners	„ ss. 360, 361.
Power of Commissioners to take possession of building repaired by them until expense of repairs be paid	„ s. 211.
Power of Commissioners to pay compensation	„ s. 362.
Reference to Civil Court for determination and apportionment of damages or compensation	„ s. 185.
Notices and other documents; publication and service of	„ ss. 354, 356.
Notice; service of, on owner or occupier	„ s. 357.
Production of licenses	„ s. 359.
Prosecution: power to direct; expenses of	„ s. 352.
„ initiation and limitation of	„ s. 353.
Fines; levy of	„ s. 355.
Vacancies and irregularities not to invalidate proceedings	„ ss. 13, 38, 45, 128, 358.
Provisions applicable to selected municipalities only:	
Parts VII to X (sections 223A to 345) to apply only to municipalities to which extended by Local Government; procedure for extension	„ ss. 220 to 223.
Rules: power to make; sanctioning and publication of; penalty for breach of	„ ss. 241, 331.
Power to suspend or cancel license	„ s. 278.

VII.—CALCUTTA.

1. Preliminary.

Definitions	{ Ben. Act 3, 1899, ss. 3, 4, 6, 51, 164, 352, 418, 458(4), 626.
-------------	--

2. Constitution and Government.

(a) THE MUNICIPAL AREA.

Definition of "Calcutta"	{ Ben. Act 3, 1892, s. 3(7), Sch. I.
Power to alter limits of "Calcutta"; consequences to ensue on alteration	„ ss. 636 to 639.
Extension of Ben. Act 3, 1899, to Howrah; hearing of objections; effect of extension	„ ss. 640 to 642.

(b) MUNICIPAL AUTHORITIES.

Municipal Authorities: functions of	„ ss. 5, 13.
exercise of functions involving expenditure	„ ss. 19, 20.

MUNICIPALITY—*contd.*

VII.—CALCUTTA—*contd.*

2. Constitution and Government—*contd.*

(b) MUNICIPAL AUTHORITIES—*contd.*

Municipal Authorities: functions of—*contd.*

Corporation: constitution and incorporation of	Ben. Act 3. 1899, ss. 6. 8.
Municipal government of Calcutta to vest in	„ s. 13(3).
Special functions of	„ s. 14.
Sanction of, required in case of exercise of func- tions of any municipal authority involving expenditure }	„ s. 19.
Commissioners to be elected or appointed	„ s. 8.
Term of office of: removal: filling of casual vac- ancies }	„ ss. 60, 61, 62.
Disqualification for being Commissioner	„ ss. 39, 57(3).
vacation of office on disqualification or absenting from duty }	„ s. 40.
Questions about disqualification to be decided by Chief Judge of Small Cause Court, Calcutta }	„ s. 41.
Election of commissioners: qualifications for voters and candidates for election }	„ ss. 37, 38, 57(3).
Election roll; preparation and publication of }	„ ss. 36, 567, Sch. IV.
Government not to vote	„ s. 52.
Election of Commissioners }	„ ss. 42 to 55, 567, Sch. V.
Disputes as to: hearing of election petitions; } setting aside of, and re-election }	„ s. 56.
Bribery and corrupt practices at; penalty for } bribery }	„ ss. 57, 574.
Appointment of Commissioners	„ ss. 58, 59.
Commissioners to be deemed to be public } servants }	„ s. 646.
Transaction of business by; ordinary and special meetings; quorum; decision to be by majority of votes; president, casting vote; poll and ballot; rules }	„ ss. 77 to 85.
Contracts, power of, to enter into: what sanc- tions required }	„ s. 86.
Seal of; custody and restrictions on affixing of	„ s. 87.
Contracts for execution of works, etc.: call for tender; security to be taken for performance } }	„ ss. 88, 89.
Special Committees of	„ s. 96.
Minutes and reports of proceedings	„ ss. 97(1), 98, 99.
Power to call for extracts from Proceedings of } General Committee or Sub-Committee }	„ s. 101.
General Committee—	
Constitution of	„ s. 9.
Term of office of members of	„ s. 10.
Power of, to authorise chairman to take action in antici- pation of their approval, sanction or consent }	„ s. 16.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*2. Constitution and Government—*contd.*(b) MUNICIPAL AUTHORITIES—*concl'd.*Municipal Authorities: functions of—*concl'd.*General Committee—*cont'd.*

Transaction of business by ; meetings ; quorum ; decision to be by majority of votes ; president ; casting vote ; rules	} Ben. Act 3, 1899, ss. 90 to 94.
Sub-committees	„ s. 95.
Bye-laws for conduct of business at meeting of	„ s. 559(1).
Minutes and reports of proceedings of	} „ ss. 97(2), 98, 99.
Fees payable to members of	„ s. 100.
Extracts from proceedings of, or of sub-committee to be supplied to corporation on demand unless inconvenient	} „ s. 101.
Chairman, appointment, removal, salary, etc., of	} „ ss. 11, 12, 29.
special functions of	„ s. 15.
taking action in anticipation of sanction of General Committee	} „ s. 16.
to prepare and send to Local Government and Commissioners, annual reports, etc.	} „ s. 17.
delegation of functions of	„ ss. 18, 34.
Vice-Chairman and Deputy Chairman ; appointment, removal, salary, etc., of	} „ ss. 25, 26, 29, 30.
functions and powers of : subordination to Chairman	„ s. 34.
Chairman, Vice-Chairman, Deputy Chairman—disqualifications for office of	„ ss. 27, 28.
not to engage in other business ; exceptions	„ s. 31.
penalty for acquiring interest in contract with Corporation	„ s. 577.
to reside in Calcutta and attend daily at office	„ ss. 32, 33.
leave of absence : leave allowance ; acting appointments	„ s. 35.
to be deemed public servants	„ s. 646.

(c) OFFICERS AND SERVANTS

Disqualifications for holding office, etc.	„ ss. 66, 67.
Liability to fine, reduction, suspension, dismissal	„ s. 70.
Engineer, Health Officer, Secretary, Assessor, Collector, Joint Collector, Surveyor, License Officer and any officer whose salary is more than Rs. 1,000 to be appointed by Corporation ; salaries of ; indebtedness to disqualify for office of	} „ ss. 63, 67, 69.
Appointment and salary of other higher officers	„ s. 64.
„ „ „ of other officers and servants	„ s. 65.
Engineer and Health Officer to be whole-time officers	„ s. 71.
Engineer, Health Officer, Secretary, Assessor, Collector, Joint Collector, Surveyor and License Officer to reside in Calcutta	} „ s. 72.
Leave of absence ; acting appointments ; allowances, etc.	„ ss. 74, 75.
Power to make rules as to qualifications for employment in certain departments	} „ s. 68.
„ „ „ requiring security, grant of leave, etc., and pensions and gratuities	} „ s. 73.

MUNICIPALITY—*contd.*

VII.—CALCUTTA—*contd.*

2. Constitution and Government—*concl.*

(c) OFFICERS AND SERVANTS—*contd.*

Grant of pensions and gratuities	Ben. Act 3, 1899, s. 76.
Mehters, etc., to give notice before withdrawing from work ; } penalty	„ ss. 438, 584.
Penalty for municipal servant acquiring interest in contract with } Corporation	„ s. 577.
Municipal officers, servants, tax collectors to be deemed to be } public servants	„ s. 646.

(d) GENERAL POWERS OF OFFICIAL CONTROL.

Sanction of Local Government required to projects costing over } Rs. 1,00,000	„ s. 20.
Power of Local Government to require returns, etc., and depute } officers to make inspection, examination and report	„ ss. 21, 22.
Power of Local Government to require municipal authority to } take action : appeal to Governor General in Council : procedure } on failure to take action as directed	„ ss. 23, 24.

3. Taxation.

Taxes imposed	„ ss. 188, 198, 203, 208.
Power to impose tax on petroleum introduced into Calcutta for } consumption therein	„ s. 206.
Power to impose rates on buildings and lands ; fixing of rates ; } consolidated rate	„ ss. 147 to 149.
Power to levy rate for cleansing bustees	„ s. 420.
Fixing of rates for levy of taxes and rates	„ ss. 148, 188(2), 559(2).
Tax or rate not invalid for defect of form	„ s. 234.
Tax on carriages and animals : payable half-yearly	„ ss. 188, 189, Sch. VIII.
Information to be furnished to Commissioners ; penalty	„ ss. 191, 192, 195, 574, 575.
Liability of person becoming owner or taking charge of carriage } or animal in the middle of half-year	„ s. 191(2)(4).
Grant of license on payment of tax	„ s. 193.
Refund or remission of tax in respect of unused carriage or ani- } mal	„ s. 191(3).
Livery-stable keeper to be deemed to be owner or in charge of } animals in his stable	„ s. 191(4).
„ „ may be required to produce books of ac- } count for inspection	„ s. 195.
Compounding with livery-stable keepers, etc., for tax	„ s. 194.
Penalty for not taking out license or not paying tax	„ s. 578.
Power to inspect for discovery of carriages or animals liable } to tax	„ s. 196.
Seizure and disposal of carriages and animals for non-payment } of tax	„ s. 196.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*3. Taxation—*contd.*Tax on carriages and animals—*contd.*

List of licensees

Ben. Act 3, 1899, s. 197.

Hackney carriage not to be registered under Ben. Act 2, 1891, }
unless tax for last and next ensuing half-years paid . . . }

" s. 190.

Tax on professions, trades and callings :

License to be taken out annually on payment of fee

" s. 198.

Power to call for information ; penalty . . . }

" ss. 201, 574,
575.

Grant of license

" s. 199.

Power to remit, refund or reduce, or exempt person from pay- }
ment of, tax . . . }

" s. 198.

Liability to tax how to be determined

" s. 200, Sch. II.

Penalties

" s. 578.

List of licensees

" s. 202.

Scavenging-tax :

License to be taken out half-yearly on payment of fee ; power }
to remit fee . . . }" ss. 203, 559(2),
Sch. IX.

Grant of license

" s. 204.

List of licensees

" s. 205.

Tax on carts :

Registration and numbering of carts ; fee ; power to remit fee ; }
appropriation of fees ; exemptions ; seizure and sale of un- }
registered carts, etc., penalty . . . }" ss. 208 to 211,
574.

Power to make bye-laws as to driving of registered carts

" s. 559(51).

Tax on petroleum ; bye-laws relating to petroleum . . . }

" ss. 206, 559(3),
574.

Consolidated rate ; by whom and when payable . . . }

" ss. 171, 178,
180.

" " recovery of portion of, by owner from tenant

" s. 172.

" " refund of portion of owner's share of, when }
house or land unoccupied . . . }" ss. 173, 175,
176." " refund of occupier's share of, when house or }
land unoccupied . . . }

" ss. 174 to 176.

" " occupier's share payable from date of re- }
occupation . . . }

" s. 177.

" " power in certain cases to impose occupier's }
rate on owner ; recovery by owner from }
occupier . . . }" ss. 178, 179,
183." " imposed on bustee land, to be paid by owner ; }
recovery of share by him from occupiers . . . }" ss. 180 to
184." " power to require occupier to furnish name and }
address of owner ; on failure, occupier to }
pay owner's share ; recovery of such share . . . }

" ss. 185, 186.

Rate for fire-brigade : imposition of ; to form part of the consoli-
dated rate. *See FIRE, 3.*

Assessment of buildings and land to consolidated rate :

Procedure . . . }

" ss. 157 to 161, 163
to 170, 574.

MUNICIPALITY--*contd.*

VII.—CALCUTTA—*contd.*

3. Taxation—*concl'd.*

Assessment of buildings and land to consolidated rate—*contd.*

Appeal to Court of Small Causes; limitation of appeal	Ben. Act 3, 1899, ss. 161, 163(3).
For special provisions relating to assessment, etc., of Port Commissioners of Calcutta, <i>see</i> PORT COMMISSIONERS OR TRUSTEES.	
Special procedure for recovery, to be in addition to other processes of the consolidated rate; presentation of bill and notice of demand	s. 212.
distress; powers of entry, etc.; sale and disposal of property distrained	ss. 213 to 221, Schs. XI to XIII.
distress and sale of defaulter's moveable property in any part of Bengal	s. 224.
distress not unlawful for want of form	s. 225.
summary proceedings against person about to leave Calcutta	s. 226.
recovery by suit; consolidated rate to be first charge on premises and defaulter's moveable property found therein	ss. 227, 228.
of other taxes	ss. 229 to 233.
Recovery from occupier; occupier may deduct from rent amount of owner's rate paid by or recovered from him	s. 222.
Purchaser liable for one year's rates unpaid by vendor	s. 223.
Exemptions from taxes:	
Certain property exempted from the tax on carriages and animals	s. 188.
Certain carts exempted from registration	s. 203(7).
Buildings used for public worship, and registered public burial and burning grounds, exempted from consolidated rate	
Power of Corporation to exempt small building and owner of hut from consolidated rate	s. 150.
Rate to be paid on old assessment pending decision of objection to valuation; effect of valuation being amended	s. 187.
Power of Corporation to strike off irrecoverable dues	s. 235.

4. Funds and Property.

General Fund; constitution and application of	ss. 104, 103, 108.
Lighting Fund;	ss. 106, 103, 108.
Sewage Fund;	ss. 107, 103, 108.
Water-supply Fund;	ss. 105, 103, 108.
Grants-in-aid from General Fund	s. 109.
Separate heading in accounts	s. 110.
Moneys payable to credit of Municipal Funds to be deposited in Bank of Bengal or other bank	ss. 111 to 113.
Authority for payment out of Municipal Funds	
Budget Estimate; sanction to expenditure; audit and publication of accounts	ss. 120 to 127, 142 to 146, 574, 575.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*4. Funds and Property—*contd.*

Borrowing powers of Corporation; form and effect of debentures; debentures transferable by endorsement; sinking funds; payment of interest on debt; consolidation of loans, and annual repayments on account thereof	Ben. Act 3, 1899, ss. 128 to 140, Sch. 6.
Attachment of Municipal Funds for money borrowed from Government; effect of attachment	" s. 141.
Municipal property: what property vested in Corporation	" ss. 7, 236.
" " rubbish, offensive matter and carcasses removed from streets, etc., to belong to Corporation	" ss. 433, 454.
" " petroleum confiscated to belong to Corporation	" s. 207.
" " surplus proceeds of sale of unregistered carts to be credited to Municipal Funds	" s. 211(3).
" " acquisition, disposal and leasing of land and buildings	" ss. 556 to 558.
Application of; investment of surplus money	" ss. 114 to 119.
Allotment of, for benefit of area excluded from Municipality	" s. 638(I)(b).
Contract:	
Procedure for entering into, and mode of executing; tenders when to be invited	" ss. 86 to 89.
Penalty on Chairman, Vice-Chairman, Deputy Chairman or officer or servant of Corporation having interest in contract made with Corporation	" ss. 27, 66, 577.
Suit against Municipal authority, officer or servant: notice of; limitation; tender of amends	" ss. 634, 635.
Power of Chairman as regards instituting, defending or withdrawing from legal proceedings and obtaining legal advice	" s. 633.

5. Police.

Duty of police in respect of unclaimed corpses	" s. 534.
Police-officers to co-operate with Chairman for enforcing provisions of Act, etc.	" s. 643(I).
" to report offences; arrest and detention of offenders	" s. 643(2).
Power of Local Government to charge cost of police on Port Fund	Ben. Act 3, 1867, ss. 8, 9.

6. The Public Health, Safety and Convenience.

(a) STREETS AND PUBLIC PLACES.	(k) WATER-SUPPLY.
(b) BUILDINGS.	(l) FOOD, DRINK AND DRUGS.
(c) BUSTEES.	(m) RESTRAINT OF INFECTION.
(d) DANGEROUS BUILDINGS AND PLACES.	(n) DISPOSAL OF THE DEAD.
(e) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(o) OFFENSIVE AND DANGEROUS TRADES.
(f) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(p) PREVENTION AND EXTINCTION OF FIRE.
(g) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.	(q) HACKNEY-CARRIAGES, AND ANIMALS KEPT FOR PROFIT.
(h) HOUSE-SCAVENGING.	(r) ENTRY AND INSPECTION.
(i) SLAUGHTER-PLACES.	(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS AND DEATHS.
(j) BATHING AND WASHING PLACES.	(t) MISCELLANEOUS.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(a) STREETS AND PUBLIC PLACES.

Funds and property applicable to—

lighting of public streets, places and buildings
 watering and cleansing of streets
 construction, maintenance, etc., of streets, bridges, etc.
 naming of streets
 planting trees, and
 removal of obstructions and projections

Bén. Act 3, 1899, ss. 104(2),
 105(2), 106(2).

Municipal authorities bound to provide for lighting, watering and
 maintenance of public streets, naming of streets and regulation
 of new streets

ss. 337, 338, 348.
 422.

Public streets: certain public streets and squares vested in Cor-
 poration

s. 236.

power to make or improve streets, and to acquire
 premises for those purposes

ss. 354, 356, 357.

power to close street and dispose of site; compen-
 sation

ss. 354, 355.

power to close or restrict traffic during execution
 of work; facilities to be provided; compen-
 sation

ss. 346, 347.

prescribing and maintenance of regular line;
 compensation

ss. 350 to 353,
 392.

Municipal authorities to maintain, repair and
 water

ss. 337, 338.

powers and prohibitions with respect to obstruc-
 tions in, encroachments on, or projections over
 street from building, etc., and sky signs; com-
 pensation

ss. 340 to 342,
 344.

repair, protection, etc., of dangerous building,
 tank, etc., near street

s. 343.

naming of; penalty for defacing, etc., name

s. 345.

gutters and pipes to houses for carrying water;
 bye-laws as to

ss. 559(19).

trimming of hedges or trees bordering on

s. 339.

speedy completion of work when street broken up;
 lighting, etc., place of work at night

s. 345.

lighting and cleansing of

ss. 422, 432.

Prohibition of removal, etc., of lamps; damages for negligently or
 accidentally breaking lamps, etc.

ss. 423, 424,
 574, 575.

Laying of gas pipes

s. 425.

Railways, streets, etc., constructed without permission over
 municipal gas pipes

ss. 427, 574,
 575.

Public streets: penalty for unlawfully depositing rubbish or
 offensive matter in other than appointed place

ss. 436 to 438.

Private streets: making, levelling, paving, etc., of

ss. 358 to 361.

conversion of, into public streets

s. 362.

Streets in bustee, shown on standard plan

ss. 416, 417.

Alteration of position of gas-pipes, etc., for repair, etc., of street;
 compensation

ss. 426, 559
 (21).

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) STREETS AND PUBLIC PLACES—*contd.*

Steps to be taken by Chairman to guard against accident during construction or repair of street	Ben. Act 3, 1899, s. 345.
Penalties	ss. 436, 574, 575.
Power to make bye-laws relating to	s. 559(75) to (21).
Lighting, cleansing, watering and repair by Municipal Corporation of roads and thoroughfares vested in Port Commissioners	Ben. Act 3, 1890, ss. 67, 68.
<i>See also below, (b), (c).</i>	

(b) BUILDINGS.

Funds and property applicable to regulation of buildings, numbering of houses, construction, etc., of public halls, offices, etc., and survey of houses and land	Ben. Act 3, 1899, s. 164(2).
Chairman bound to provide for numbering of premises and regulation of new buildings	" s. 349.
Numbering of houses; penalty for defacing, etc., number; occupier or owner to maintain number and replace it if removed	" s. 349.
Roofs and external walls not to be made of inflammable materials	" s. 368.
New building: sanction to be obtained to site; plans to be submitted; powers as to site and construction; compensation; drainage, plinth, privies, ventilation, etc.	" ss. 363 to 383, Sch. XVII.
Alterations and additions to buildings: application of provisions of Act to	" s. 391.
Powers as to demolition, alteration and stopping of building unlawfully commenced, carried on or completed; penalties	" ss. 443 to 452, 580, 581.
Vendor of land sold for sub-division into building-sites bound in certain cases to provide, free of cost, additional land for formation of street	" s. 366.
Penalty for unlawfully commencing, carrying on or completing building work	" s. 379.
" putting building to other than declared use or using building for carrying on offensive trade without previous declaration	" ss. 582, 583.
New huts: application to be made to Chairman before building or adding to; powers of Chairman and General Committee	" ss. 384 to 390.
Power to make bye-laws relating to buildings	" s. 559(23) to (25).
Exemption of certain buildings	" s. 393.
Compensation to be paid for refusal of permission to build on site falling within alignment of projected street	" s. 392.
Boards to be put up before erecting or repairing, etc., a building near public street; bye-laws relating to	" s. 559(16).
Penalties	" ss. 574, 575, 579 to 582.
<i>See also above, (a), and below, (c), (d), (e), (f).</i>	

(c) BUSTEES.

Commissioners bound to open out and improve bustees and spend a certain sum thereon annually	" s. 14(J)(a).
--	----------------

MUNICIPALITY—*contd.*

VII.—CALCUTTA—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(c) BUSTEES—*contd.*

Power of Commissioners to define limits of bustee	Ben. Act 3, 1899, s. 398.
Preparation of standard plan of bustee	„ ss. 400 to 402.
Bringing of huts, roads, drains, etc., into conformity with stand- ard plan	„ ss. 403 to 405.
Report by medical officers on unhealthy bustees; execution of improvement works in accordance with report and standard plan annexed thereto	„ ss. 406 to 412.
Provisions as to standard plans	„ ss. 414, 415.
Procedure when owner of bustee land desires that it shall cease to be so classed	„ s. 419.
Ownership, etc., of streets, open spaces, etc., in bustees	„ s. 416.
Power for Corporation to acquire unhealthy bustee for purpose of making improvements	„ s. 413.
„ to employ special establishment for cleansing bustees and impose a rate to defray cost	„ s. 420.
„ to require occupiers of bustee to cleanse it	„ s. 421.
“Remodelled bustee” defined	„ s. 418.
Masonry buildings in bustee; application of provisions to	„ s. 399.
Penalties	„ ss. 574, 575.

(d) DANGEROUS BUILDINGS AND PLACES.

Funds and property applicable to securing or removal of danger- ous buildings and places	„ s. 104(2).
Repair, protection or enclosure of dangerous building, tank, hole, etc.	„ s. 343.
Removal, repair or securing of ruinous or dangerous building; sale of materials and recovery of expenses	„ ss. 442, 443.

See also below, (o).

(e) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Power to make bye-laws for removal and disposal of noxious vegetation	„ s. 559(54).
Securing, cleansing, etc., of house or land untenanted or in un- wholesome state or a nuisance	„ ss. 441, 443.
Cleansing, filling-up or draining-off of well, tank, marshy ground or waste or stagnant water injurious to health or offensive	„ s. 447.
Power to prohibit use for human habitation of building unfit for such use	„ s. 444.
Abatement of overcrowding in dwelling-house	„ ss. 445, 446.
<i>See also below, (o).</i>	„ ss. 574, 575.
Penalties	„ ss. 574, 575.

(f) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Funds and property applicable to construction and maintenance of buildings for deposit or discharge of night-soil, and to re- moval and disposal of offensive matter	„ s. 107(2).
--	--------------

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*(f) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER—*contd.*

Provision of receptacles, and deposit therein of rubbish and offensive matter from houses in public streets	Ben. Act 3, 1899, ss. 429, 430.
Removal of sewage, offensive matter and carcasses of animals	„ ss. 431, 432, 434, 458.
Penalty for keeping offensive matter for more than 24 hours and other offences relating to rubbish, sewage, offensive or filthy matter; presumption against occupier	„ ss. 436, 437, 574, 575.

(g) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Funds and property applicable to construction and maintenance of drains, latrines, etc.	„ ss. 104(2), 107(2).
Corporation bound to—	
complete and extend drainage-works and spend a certain sum thereon annually	„ s. 14(I)(a).
provide for maintenance and construction of drains and a sufficient outfall for discharge of storm water and sewage	„ ss. 288, 289.
Public sewers, drains, etc., vested in Corporation	„ ss. 286, 287.
Public drains and drains in or alongside public streets to vest in Corporation	„ s. 286.
Drains, etc., constructed at charge of municipal funds or private premises to vest in Corporation	„ s. 287.
Municipal drains :	
Powers and duties as to construction, improvement, discontinuance and destruction of; compensation	„ ss. 290, 291.
Railways, private streets, buildings, etc., constructed without permission over, may be removed	„ s. 292.
Communication of drains of local authorities or public drains, lake, etc., water-course, with	„ ss. 293, 294.
Drainage of premises :	
Right to empty house drain into municipal drain; restriction on making connection	„ ss. 295, 296.
Power to require house drains of different owners to be connected with one another; draining of group of buildings by combined operation	„ ss. 297, 298.
Power to enforce drainage of undrained premises	„ ss. 299, 300.
Power to close or limit use of house drain on providing another sufficient drainage at municipal expense in certain cases	„ s. 301.
Construction of drain or cesspool beneath building	„ ss. 303, 304.
Power to require sewage and rain-water drains to be distinct	„ s. 302.
Maintenance, repair, cleansing and flushing of house drains in, alongside or under any street for benefit of certain premises only	„ s. 305.
Paving of, courtyard, alley or passage between buildings, to be paved	„ s. 306.
Surface drains for huts	„ s. 307.
Rules for construction, laying, maintenance and regulation of drains	„ s. 308, Sch. XV.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*(g) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*contd.*

Public privies and urinals to be provided or licensed by General Committee : unlicensed person not to keep public privy, etc.	Ben. Act 3, 1899, ss. 309, 310.
Buildings in future to be provided with sufficient privy and urinal	„ s. 311.
Power to require owner of building, land or bustee to provide privy or urinal	„ s. 312.
Power to require provision of privies and urinals for market, railway-station or other place of public resort or for workmen	„ s. 313.
Privies and urinals to be constructed according to rules and requisitions	„ s. 314, Sch. XVI.
Expenses of building, rebuilding or alteration of privy	„ ss. 315, 316.
House drains, etc., privies and urinals not belonging to Corporation to be subject to inspection and examination ; power to open ground for inspection and to require repairs, etc., to be made and to stop or demolish drain, etc. ; expenses	„ ss. 317-320, Schs. XV, XVI.
Power to provide for ventilation of drain or cesspool	„ s. 321.
Supervision of laying of underground drains	„ s. 322.
Power of Chairman to himself cause to be done any work which any person has been required to do, when municipal drain, etc., affected	„ s. 323, Sch. XV.
Penalties	„ ss. 574, 575.
Sufficient convenient ways, drains, etc., to be provided in executing drainage works ; differences between Chairman and persons affected to be settled by Small Cause Court	„ s. 324.
House drain, cesspool or other filth receptacles near tank, water-course or reservoir	„ s. 325.
Prohibition of certain acts in connection with drains, cesspools, privies, etc.	„ s. 326.
Appeal to General Committee from order or action of Chairman	„ s. 327.
House drains, cesspools, privies, etc., to be under survey and control of General Committee : power to require paving, repairing, etc. : expenses	„ s. 328.
Underground drains connected with public sewer to be made by licensed plumber only ; penalty for breach of rules by licensed plumber	„ ss. 332, 335.
Steps to be taken by Chairman to guard against accident during construction or repair of sewer or drain	„ s. 345.
Penalty for keeping offensive matter for more than 24 hours, or suffering receptacle to be in filthy state	„ s. 436(5).
Provisions, maintenance and licensing of public necessities	„ ss. 309, 310.
Powers exercisable beyond Calcutta by Municipal Commissioners and local Magistrates for purpose of making or connecting sewers or drains	„ s. 294.
Power to make bye-laws as to drainage	„ s. 559(9) to (13).
Power to make bye-laws relating to connection of stables, cattle-sheds, etc., with municipal drain	„ s. 559(26).
Provision of water for latrines and water-closets	„ ss. 237, 246.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(h) HOUSE-SCAVENGING.

Corporation to maintain establishment for removal of sewage from houses having privies not connected with sewers	Ben. Act 3, 1899, s. 435.
---	---------------------------

(i) SLAUGHTER-PLACES.

Municipal slaughter-houses :

Provision and maintenance of ; power to close and dispose of	„ ss. 477, 478.
Power to charge stallage, rent or fee for occupation or use of ; recovery of charges	„ ss. 489, 490.
Power to expel person contravening regulations or bye-laws from municipal slaughter-house	„ s. 492.
Butcher in municipal slaughter-house not to act without license	„ s. 494(a).

Private slaughter-house :

License for use of ; fees ; setting apart place for religious sacrifice of animals ; slaughter of animal on occasion of festival or ceremony	„ s. 481.
Paving draining of private slaughter-houses and places set apart for sacrifice of animals ; appeal.	„ s. 485.
Regulations and bye-laws ; power to make	„ ss. 488, 559(32), (34), (35), (40).
Regulations and table of stallage and other charges to be posted up	„ s. 491.
Penalties	„ ss. 574, 575.

(j) BATHING AND WASHING PLACES.

Setting apart places for bathing, washing animals or drying clothes and regulation of the use by the public of such places	„ ss. 459, 460.
Prohibition of bathing, washing or drying clothes contrary to re- gulations	„ s. 461.
Prohibition of fouling water by bathing while suffering from dis- ease or by washing animals or steeping noxious matter	„ s. 462.
Penalties	„ s. 574.

(k) WATER-SUPPLY.

Funds and property applicable to maintenance of water-works	„ ss. 104, 105.
General powers of Corporation in respect of carrying water mains within or without Calcutta	„ s. 281.
Corporation bound to provide supply of water, filtered and un- filtered ; public standposts for supply of filtered water in, for domestic purposes and bathing platforms and supply of fil- tered water for use on ships	„ ss. 237 to 239, 255.
Use of filtered and unfiltered water : filtered water to be used for domestic purposes only : unfiltered water not to be used for domestic purposes	„ ss. 244 to 247.
Supply of unfiltered water for street watering, fire-extinguishing, etc.	„ s. 240.
Continuous system of supplying filtered water to be gradually introduced	„ s. 241.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*(k) WATER-SUPPLY—*contd.*

Pressure of water ; testing purity of water	Ben. Act 3, 1899, ss. 242, 243.
Quantity of water to which occupier of connected building is entitled	" s. 248.
Supply of water to premises ; power to compel owner of building in certain cases to take supply of water	" ss. 249 to 253.
Supply for business purposes	" s. 254.
Water connections for premises ; service pipes ; stop cocks ; size of ferrules	" ss. 256 to 260, Sch. XIV.
Improvement of fittings before applying continuous system of supply	" s. 263.
Replacing or alteration of defective pipes, taps, fittings, etc., connected with the supply of unfiltered water for latrines and water-closets	" s. 262.
Work connected with laying on of water, etc., to be done only by licensed plumber ; penalty for breach of duty by licensed plumber	" ss. 322, 335, 574.
Inspection of works by Municipal Engineer before establishing connection with service pipes	" s. 264.
Connection with service pipes, and laying of supply pipes under public thoroughfare, to be executed in presence of municipal officer	" s. 260(3).
Provision of house connections by owner at request of occupier ; recovery of cost from occupier ; execution of work by occupier in default of owner, and deduction of cost from rent ; reference to General Committee in case of dispute regarding cost or sufficiency of supply	" ss. 250 to 252, 282.
Works to be kept in repair by owner of house ; in default, occupier may repair, and deduct cost from rent	" s. 265.
Power to enter premises	" s. 261.
" turn off or cut off water from premises	" ss. 283, 269(2), (3).
Penalties for wasting, diverting, etc., water, damaging pipe, etc.	" ss. 266, 279(2), 574, 575.
Prohibition of fouling of water by certain acts or in carrying on certain trades, etc.	" ss. 462, 472.
Regulation of consumption of water : prohibition of waste of water : provision of house meters : meters presumed to be correct, testing and replacing of ; penalties ; meters : prohibition of fraud in respect of or injuring meters	" ss. 268, 270, 272, 277, 574.
Special provisions regarding supply of filtered water on continuous system : blocks and block meters : prevention of waste : power to cut off supply : meter	" ss. 267, 269, 270.
Filtered water shown by meter to have been supplied in excess of statutory allowance to be paid for : recovery of dues	" ss. 271, 272.
Power to require filling up of wells when water-supply provided in street ; penalty for non-compliance	" ss. 284, 574.
Supply of filtered water to adjacent municipalities and cantonments	" s. 278.
Supply of water to persons residing out of or for use outside Calcutta ; penalty	" ss. 279, 574.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*(k) WATER-SUPPLY—*contd.*

Public tanks, reservoirs and other water-works, vested in Corporation	Ben. Act 3, 1899, s. 233.
Unlawful construction or keeping of house drain, cesspool, service privy or other filth receptacle within fifty feet of tank, water-course or reservoir	„ s. 325.
Power to prohibit drinking of water likely to engender or spread dangerous disease	„ ss. 515, 574.
„ make bye-laws as to supply and use of water	„ s. 559(4) to (8).
Powers exercisable beyond Calcutta by Municipal authorities and local Magistrates for purpose of laying pipes or constructing aqueducts	„ s. 285.
Application of Chapter XX (ss. 236 to 285), and other parts of Act, when environs included in Calcutta for purposes of water-supply	„ s. 280.

(l) FOOD, DRINK AND DRUGS.

Meat, fish or four-footed animal not to be sold or exposed for sale outside market except under license ; exceptions	„ s. 493.
Licensing of butchers and sellers of meat	„ s. 494.
Prohibition of sale or manufacture of any article of food or drink which is not of the nature, substance or quality which is demanded or which it purports to be	„ s. 495.
Prohibition of sale of diseased or unwholesome animals or articles of food	„ s. 496.
Bye-laws for enforcing cleanliness of milk stores, milk shops and milk vessels	„ s. 599(28).
Registration of shops and places for retail sale of drugs ; refusal to register ; appeal	„ s. 497.
Power to make rules as to qualifications, etc., of compounders	„ ss. 498, 499, 500.
Power to enter place where unlawful slaughter or sale of flesh is suspected	„ s. 501.
Inspection of articles exposed for sale for food or medicine	„ s. 502.
Seizure, destruction, etc., of unwholesome articles	„ ss. 503 to 506.
Compulsory sale of article of food for analysis ; procedure	„ s. 507.
Food and drugs directed to be destroyed deemed to be property of Corporation	„ s. 508.
Penalties	„ ss. 574, 575.
Municipal markets :	
Provision and maintenance of ; power to close and dispose of	„ ss. 477, 478.
Prohibition of sale in, without license	„ s. 479.
Power to charge stallages, rents and fees for occupation or use of ; recovery of charges	„ ss. 489, 490.
Power to expel persons contravening regulations or bye-laws from municipal market	„ s. 492.
Private market :	
Not to be newly established without sanction	„ s. 480.
License for keeping open ; fee	„ s. 481.
Unlicensed place not to be used as	„ s. 482.

MUNICIPALITY—*contd.*

VII.—CALCUTTA—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(l) FOOD, DRINK AND DRUGS—*contd.*

Private market—*contd.*

Power of Magistrate to close private market held without or in contravention of terms of license, or unlicensed place used as private market; prohibition of sale in such places	{ Ben. Act 3, 1899, ss. 483, 484.
Paving and draining of; appeal	" s. 485.
Power to fix limits of private market or bazar	" s. 486.
Approaches, roads, paths, ways, etc., to, provisions for	" s. 487.
Regulations and bye-laws relating to markets; power to make	{ " ss. 488, 559(32) to (41).
Regulations and stallage and other charges to be posted up	" s. 491.
Penalties	" ss. 574, 575.

(m) RESTRAINT OF INFECTION.

Medical practitioners to report to Health Officer cases of dangerous diseases	{ " s. 513.
Power to enter and inspect places and take measures to prevent spread of dangerous disease	{ " s. 514.
" remove patients to hospital	" s. 516.
" prohibit drinking of water likely to engender or spread dangerous disease	{ " s. 515.
Disinfection of buildings and articles	" s. 517.
Destruction of hut or shed; compensation	" s. 518.
Provision of places for disinfecting or washing clothing, bedding, conveyance or other infected articles; prohibition of washing infected articles elsewhere; disinfection or destruction under orders of Chairman; compensation	{ " s. 520.
Provision of carriages for free conveyance of infected persons or articles	{ " s. 524.
Carriage of infected persons in public conveyance; disinfection of conveyance after carrying patient suffering from dangerous disease	{ " ss. 522, 523.
Infected article not to be transmitted, etc., without previous disinfection	{ " s. 521.
Infected building not to be let without previous disinfection	" s. 519.
Power of Chairman to take special measures on outbreak or threatened outbreak of dangerous disease or infectious epizootic disease	{ " s. 525.
Penalty	" ss. 574, 575.
Vaccination. See VACCINATION, II.	

(n) DISPOSAL OF THE DEAD.

Registration of burial or burning ground: provision and registration of new places for disposal of the dead	{ " ss. 539, 540.
Opening of new or disused places for disposal of the dead	" s. 541.
Power to direct closing of places and reopening of closed places for disposal of the dead	{ " ss. 542, 543.
Register of burials and cremations	" s. 544.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*(l) DISPOSAL OF THE DEAD—*contd.*

Prohibition of burial, etc., underneath place of worship or in un-registered place or place ordered to be closed or of unauthorized exhuming of dead body without written permission of Chairman	Ben. Act 3, 1899, s. 545.
Power to make bye-laws regulating disposal of the dead and inspection, etc., of places for disposal of the dead	„ s. 559(42), (43).
Penalties	„ s. 574.
<i>See also 5, above.</i>	

(o) OFFENSIVE AND DANGEROUS TRADES.

Factory, etc., in which it is intended to employ steam, water or other mechanical power, not to be newly established without permission of Chairman : refusal of permission : appeal	„ ss. 463, 468.
Power to require owner of factory, bake-house, etc., to take order for effecting cleanliness, ventilation and prevention of overcrowding and danger from machinery : appeal	„ ss. 464(1), 468.
Use of steam whistle or steam trumpet in factory, etc.	„ s. 465.
Saving of Ben. Act 3, 1879, and Act 15, 1881	„ s. 464(2).
Premises not to be used for carrying on certain trades, etc., without license : license to be affixed in conspicuous part of premises : contents of and fees for licenses : appeal	„ ss. 466, 467, 468, Sch. XVIII.
Power to prevent use of premises in particular areas for carrying on certain trades, etc. : procedure	„ s. 469.
Power to direct discontinuance of use of premises for certain trades near dwelling-house : on order for discontinuance being made, Corporation bound to acquire premises ; no compensation for loss	„ s. 470.
Power of Magistrate to order discontinuance in certain cases	„ s. 471.
Prohibition of fouling of water in carrying on certain trades, etc. ; power of entry and examination : compensation	„ s. 472.
Inspection of premises used for manufactures, etc.	„ s. 473.
Bye-laws relating to inspection, supervision and control	„ s. 559(30).
Provision and maintenance of public wash-houses for washing of clothes	„ s. 474.
Provision of other suitable places for washing of clothes by washermen ; fees	„ s. 475.
Prohibition of washing of clothes by washermen at other places	„ s. 476.
Bye-laws for management and control of wash-houses and washermen	„ s. 559(31).
Penalties	„ ss. 574, 575.
Penalty for using building for carrying on offensive trade without previous declaration	„ s. 583.

(p) PREVENTION AND EXTINCTION OF FIRE.

Roofs and external walls not to be made of inflammable materials	„ 368.
Powers, etc., of Municipal Commissioners under Fire Brigade Act. <i>See FIRE.</i>	
<i>See also above, (o).</i>	

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(g) HACKNEY-CARRIAGES, AND ANIMALS KEPT FOR PROFIT.

Carriage of infected person in public conveyance ; disinfection of conveyance after carrying patient suffering from dangerous disease	Ben. Act 3, 1899, ss. 522, 523.
Owner or driver of public conveyance not bound to carry diseased person except on payment of sum sufficient to meet expenses of disinfecting, etc.	„ s. 522(2).
Prohibition as to keeping swine and other animals so as to be a nuisance or dangerous ; feeding animals on offensive matter ; destruction of stray swine	„ ss. 453, 454.
Power to prevent keeping of milch cattle in particular areas for supplying milk by sale	„ s. 455.
Control over stables, cattle-sheds and cow-houses : power to order discontinuance of use of if not properly constructed	„ ss. 456, 457.
Bye-laws relating to stables, cattle-sheds, dairies, milch cattle, etc.	„ s. 559(26), (29).
Removal of carcasses of animals : fee for removal	„ s. 458.
Penalties	„ ss. 574, 575.

See also HACKNEY CARRIAGE, II.

(r) ENTRY AND INSPECTION.

Power to inspect for discovery of carriages or animals liable to tax	„ s. 196.
Power to inspect building or other premises to ascertain sanitary condition thereof, and to direct cleansing of building	„ ss. 439, 440.
Power to enter house or land to make inspection, survey, measurement, valuation or enquiry or to execute work ; notice of entry	„ s. 595.
Power to enter on lands adjacent to work ; compensation ; notice of entry	„ s. 596.

See also above, (k), (l), (m), (o).

(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES.

(i) Taking of census :

Procedure for	„ ss. 546 to 553.
Power to make bye-laws as to	„ s. 559(49).

(ii) Registration of births and deaths :

Health Officer to be Chief Registrar ; duties of, ...	„ s. 526(1).
Division of Calcutta into districts and appointment of registrars for districts and sub-registrars for burial and burning-grounds	„ s. 526(2), (3), (4).
List of registrars and sub-registrars	„ s. 528.
Register-books	„ s. 529.
Duties of registrars and sub-registrars	„ ss. 527, 530, 537, Schs. XIX, XX.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*contd.*(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, DEATHS AND MARRIAGES—*contd.*(ii) Registration of births and deaths—*contd.*

Information of births and deaths by whom to be given ; informant to sign register	{	Ben. Act 3, 1899, ss. 531 to 535, Schs. XIX, XX.
Corpse not to be buried or burnt unless certificate produced or entry made in register	}	" s. 536, Sch. XX.
Power to make rules	"	s. 538.
Power to make bye-laws for securing registration of marriages	}	" s. 559(50).
Penalties	{	" ss. 574, 575.

(t) MISCELLANEOUS.

Funds and property applicable to—

planting and preservation of trees	{	"	s. 14(2).
construction, maintenance, adornment, etc., of public buildings, offices, etc.			
construction and maintenance of hospitals			
vaccination			
maintenance, etc., of squares and gardens			
survey of houses and land, and preparation of plans			
contributions to cost of public ceremony or entertainment			
promotion of primary and technical education			
contributions to neighbouring municipality for sanitary purposes			
provision of free libraries, and			
all objects connected with public safety, health and convenience			

Corporation bound to—

provide for completion of drainage works and opening out and improvement of bustees	{	"	s. 14(1)(a), (b).
devote certain sum annually to improvement of the area newly added to Calcutta			
Power of Corporation to acquire land for improving any part of Calcutta by opening out congested or unhealthy areas, or for providing houses for the poor ; scheme of improvements ; work to be executed by General Committee ; transfer of land, etc., to private person for execution of work	{	"	ss. 394 to 397.
Licensed plumbers : bye-laws regarding			
Power to prohibit making of excavations or digging of cesspools, pits, etc. ; penalties	{	"	ss. 329 to 335, 559 (14).
" take special measures on outbreak of epizootic disease	{	"	ss. 448, 574, 575.
Power to prohibit storage of petroleum	{	"	ss. 525, 574.
Weights and measures :			s. 206(1), (2).
Provision and custody of standards		"	s. 509.
Verification and stamping of, and fees therefor	{	"	ss. 510 to 512.

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*6. The Public Health, Safety and Convenience—*concl'd.*(t) MISCELLANEOUS—*contd.*

Nuisances	Ben, Act 3, 1899, s. 632,
Penalty for obstructing persons employed by Corporation, etc., {	ss. 585,
or removing mark	647, 648,
Power to construct, maintain, work or lease railway	ss. 554,
„ make bye-laws as to theatres and other places of {	555.
public resort, recreation and amusement, and lodg- {	„ s. 559 (52),
ing-houses	(53).

7. Supplemental.

Hastings ; special provisions for land and buildings in	„ ss. 649 to 652.
Rules ; general power to make	„ s. 567.
„ penalties for breach of	„ ss. 574, 575.
„ previous publication and sanction of	„ ss. 568, 569.
Bye-laws ; power to make	„ ss. 559 to 566.
„ confirmation and sanction of	„ s. 566.
„ publication of, in draft	„ s. 565.
„ penalty for breach of	„ s. 561.
„ and regulations, publication of ; copies to be printed {	„ ss. 570 to 572.
and sold cheap ; exhibitions of, at municipal office {	
and places of public resort	
Power of Local Government to cancel	„ s. 57.
Notices, bills, etc. ; service of	„ ss. 591 to 594, Sch. XXI.
Limitation ; period of, for appeal under Act	„ s. 621.
„ „ for prosecutions	„ s. 631.
Proceedings before Courts of Small Causes	„ ss. 623 to 627.
Public notices and advertisements ; publication of, in newspapers {	„ ss. 587, 588.
Proof of consent of municipal authority or officer	„ s. 589.
Signatures may be stamped	„ s. 590.
Procedure for requiring execution of work, etc., by owner or {	„ ss. 597 to 602, 605 to 607, 610.
occupier ; hearing of objections ; estimate of cost of work ; {	
execution of work by Corporation in default of owner or occu- {	
pier, and recovery of cost	
Improvement expense ; power to declare any expense to be an ; {	„ ss. 606, 607, 609.
to be charged on premises in respect of which or for benefit of {	
which the expense is incurred ; recovery of ; deduction from {	
rent of part of ; redemption of charge	
Recovery from occupier of sum due by owner ; deduction of {	„ ss. 441, 442, 444.
same from rent ; deduction by occupier from rent to meet pay- {	
ments made by him for which owner is responsible	

MUNICIPALITY—*contd.*VII.—CALCUTTA—*contd.*7. Supplemental—*contd.*

Occupier may execute work in default of owner, and deduct cost from rent	Ben. Act 3, 1899, s. 446.
Apportionment between owners and occupiers of expenses incurred by Commissioners in their default	" s. 443.
Procedure where occupier opposes execution of Act by owner	" ss. 447, 448.
Power to determine which of several owners or occupiers is entitled to right or subject to duty	" s. 449.
Relief to agents and trustees	" s. 613.
Licenses and written permissions granted under Act, rule, etc., to be signed by Chairman; fees chargeable for; production, suspension and revocation of	" ss. 586, 590.
Production of licenses	" s. 586(6).
Power to appoint Magistrates for trial of municipal offences; to be paid out of the general fund	" s. 628.
Penalties; daily fine in case of continuing offences	" ss. 574 to 585.
Cognizance of offences against Act, rule or bye-law	" s. 629.
Proceedings before Magistrate; hearing in absence of accused if summoned; limitation; complaints as to nuisances	" ss. 629 to 632.
Compensation may be paid by municipal authority for damage done	" s. 614.
Damage to property of Corporation to be made good by offender	" s. 615.
Damages, costs and expenses; determination of, by Court of Small Causes; recovery of	" ss. 616 to 619.
Recovery of certain dues	" s. 620.
Vacancies and irregularities not to invalidate proceedings	" s. 102.

VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY).

A.—MUNICIPALITIES PROPER.

1. Preliminary.

Definitions	Bom. Act 3, 1901, s. 3.
-------------	-------------------------

2. Constitution and Government.

(a) MUNICIPAL DISTRICTS.

Municipal districts; declaration of; notification and alteration of limits of; erection and maintenance of boundary-marks; power to declare area to cease to be; consequences of such declaration	" ss. 4, 54(I)(i).
" may be periodical or permanent; naming of	" ss. 5 to 7.
Special provisions relating to declaration, etc., of permanent municipal district; notification and consideration of objections	" s. 8.

b) CONSTITUTION OF MUNICIPALITIES.

Constitution and incorporation of Municipality for each Municipal district; Councillors to be elected and nominated in prescribed proportions; qualifications of voters and candidates; rules for elections; notification of elections and nominations	" ss. 20, 21, 22.
--	-------------------

MUNICIPALITY—*contd.*

VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*

A—MUNICIPALITIES PROPER—*contd.*

2. Constitution and Government—*contd.*

(b) CONSTITUTION OF MUNICIPALITIES—*contd.*

Special provisions for permanent municipal districts at hill stations or of small size and for periodical municipal districts.	Bom. Act 3, 1901, s. 14.
Municipal Councillors; disqualifications for; vacation of or removal from office; term of office; filling of casual vacancies; liability of, for misapplication of municipal funds; penalty for being interested in contract with Municipality	ss. 15 to 20, 42, 44.
penalties	s. 45.
President and Vice-President; appointment or election of; term of office; vacation of office on absence; removal; filling of casual vacancy in office of	s. 23.
functions of	ss. 24, 25, 46(b), (i).
Municipality bound to provide for printing of annual administration report	s. 54(I) (q).

(c) CONDUCT OF BUSINESS.

Time and place for holding meetings; special meetings; notice of meetings; transaction of business at; adjournments	26(I) to (4), (8), (11).
Who to be Chairman of meeting	24(I)(a), 26(5).
Quorum	s. 26(7).
Meetings to be ordinarily open to public	s. 26(8).
Vote of majority ordinarily decisive; casting vote	24(2), 26(10).
Modification and cancellation of resolutions	s. 26(12).
Power of President, or Chairman of Committee, to circulate written proposition for votes	s. 35.
Notice of meeting to be sent in certain cases to Government Executive Engineer or Educational Inspector	s. 26(13).
Certain officers entitled to attend and speak at, and may be required to attend at, meeting of Municipality	s. 26(14).
Record and signature of proceedings; proceedings to be kept open to inspection	s. 26(9).
Power to make rules as to conduct of business	s. 46(a).
Committees; general, school and other executive committees; consultative committees; filling of casual vacancies	ss. 27 to 30, 32.
power of Municipality to appoint person not being Councillor to serve on; duties, powers, disqualifications, etc., of such persons.	s. 31.
Chairman of; meetings and quorum; procedure at meetings	ss. 33, 34 46(c), (i).
power of Chairman to circulate written proposition for vote of members of	s. 35.

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*(c) CONDUCT OF BUSINESS—*contd.*

Committees; subordination of, to Municipality	Bom. Act 3, 1901, s. 36(1).
„ orders of, subject to revision and appeal	„ s. 36(2).
Delegation of powers of Municipality	„ s. 37.
Proceedings; not invalidated by disqualification or vacancy }	„ s. 38.
Joint Committee; appointment of, by Municipality and Local Board or Cantonment Committee or any other Municipality; delegation of powers to, and framing of rules for }	„ s. 39.

(d) OFFICERS AND SERVANTS.

President to dispose of questions relating to service, pay, privileges and allowances of }	„ s. 24(1)(c).
Municipal officers and servants not to be interested in contract with Municipality; vacation of office on acquiring such interest; penalty }	„ ss. 43, 44 (b).
Penalties	„ s. 45.
Power to make rules as to—	
employment, duties, salaries, allowances and punishment of }	„ 46(b), (c), (e).
grant of leave to	„ s. 46(f).
grant of pensions, etc., to, and payment of contributions to provident fund for }	„ s. 46(g), (h).
security to be given by	„ 46(d).
Contribution towards pension and leave-allowances of Government officers employed by Municipality; notice to Government before dispensing with their services }	„ s. 46.
Power of Commissioner to prevent extravagance in establishments }	„ s. 176.
Penalty on certain classes of officers and servants resigning without giving two months' notice, or absenting themselves from duty, or committing breach of duty; power to dispense with notice; payment of wages where resignation accepted without notice; power to apply these provisions to other classes of servants; copies of Act to be supplied to employes at nominal price }	Bom. Act 5, 1890.

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Collector; general powers of inspection and supervision exercisable by; delegation of such powers to Assistant or Deputy Collector }	Bom. Act 3, 1901, s. 173.
„ power of, to suspend action of Municipality; report to higher authority }	„ s. 174.
„ extraordinary powers of, in case of emergency; report to Commissioner }	„ s. 175.
Commissioner of Division; power of, to prevent extravagance in establishments }	„ s. 176.

MUNICIPALITY—*contd.*

VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

2. Constitution and Government—*contd.*

(e) GENERAL POWERS OF OFFICIAL CONTROL—*contd.*

Local Government ; power of—

to require City Municipality to appoint a Chief Officer, Health Officer, or Engineer ; to veto appointment ; to require delegation of certain powers to Chief Officer	Bom. Act 3, 1901, s. 177.
to provide for performance of duties in case of default of Municipality	„ s. 178.
to supersede Commissioners in case of incompetency, persistent default or abuse of powers ; consequences to ensue on supersession	„ s. 179.
General powers of Local Government, Commissioners of Divisions, and Collectors over their subordinates	„ s. 180.
Control of Local Government in educational matters	„ s. 57.
Settlement of differences of opinion between Municipal Commissioners, Local Boards and Cantonment Authorities	Bom. Act, 1, 1884, s. 36. Bom. Act 3, 1901, s. 39.

(f) MISCELLANEOUS.

Power to direct Commissioners of neighbouring Municipality to govern a temporary municipal district	„ s. 14(2).
---	-------------

3. Taxation.

Power to make rules prescribing tolls, cesses, taxes, or other imposts to be levied and providing for remission and refund of taxes	Bom. Act 3, 1901, ss. 46(i), 60, 61, 62.
Remission of fees	„ s. 46(j).
Power to suspend, reduce or abolish tax	„ s. 47.
„ to make bye-law to enforce supply of information as to liability to taxation	„ s. 48(I) (i).
„ to make bye-laws relating to octroi	„ ss. 48(I) (j), 75.

Power to impose—

(1) rates on building or land or both	} „ s. 59.
(2) water-rates	
(3) general sanitary cess	
(4) lighting-tax	
(5) tax on vehicles, boats or animals used for riding, draught or burden	
(6) tax on dogs	
(7) tax on pilgrims	
(8) special sanitary cess	
(9) toll on vehicles	
(10) octroi on animals or goods or both	
(11) any other approved tax	
Preliminary procedure to be followed and sanction required, in imposing taxes	„ ss. 59, 60, 61.
Power to Government to require Municipality to impose taxes	„ s. 74.

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*3. Taxation—*contd.*

Certain taxes not leviable except with consent on Government property used solely for public purposes	Bom. Act 3, 1901, s. 59, proviso(a).
Exemption of troops and Government stores from tolls	" s. 59, proviso(b).
Conditions for imposing special sanitary cess	" s. 59, proviso(c).
Power to impose rates, general sanitary cess and lighting-tax as consolidated rate on building or land	" s. 62.
Commencement and duration of levy of taxes	" s. 14(3).
Duration of levy of taxes in periodical municipal districts	" ss. 63 to 67.
Rate on building or land; assessment of; power to inspect and call for returns from owners and occupiers; preparation of assessment list; making and disposal of objections to valuation or assessment; authentication, custody and inspection of list; amendment of assessment list: periodical revision of list	" s. 68.
Primary liability to pay; recovery from occupier; remedy of occupier	" s. 69.
Remission on vacancy	" s. 87.
Liability of building or land or moveable property therein or thereon for	" ss. 71, 46(i).
Power to charge at fixed rates or by arrangement for water supplied in lieu of water-rate or to fix special rate in lieu of special sanitary cess or to compound for tax on vehicles or animals; sums so charged to be recoverable as tax	" s. 72.
Power to require Municipality to assign part of pilgrim-tax to Local Boards	" s. 73.
Power of Government to suspend levy of objectionable taxes	" ss. 82 to 86, 89.
Recovery of tax or other claims recoverable as tax; presentation of bill; notice of demand; warrant; distress and sale of goods; appeal to Magistrate; grant of receipt	" s. 88.
Suspension of power to distrain and sell	" ss. 75-79.
Octroi and tolls; special provision for imposing octroi; power to search for and examine articles liable to octroi; penalty for evasion of octroi; recovery of octroi and tolls	" s. 80.
Power to keep account current with firm or public body; monthly settlement of accounts; recovery of amount due as tax	" ss. 39(b), 81.
Collection of octroi by one public body on behalf of others	" s. 46(i), (j).
Power to make rules for recovery of arrears of taxes, with penalty for non-payment; writing off irrecoverable dues	"
Levy in municipality of tax under Bombay Highway Act, 1883, or contribution from municipal funds for objects of that Act.	
<i>See TAXES.</i>	

4. Municipal Fund and Property.

Power of Municipality to acquire and hold property	" s. 50(1).
Application of municipal property and funds	" s. 52.
Municipal fund; constitution of	" s. 51.
" " custody and investment of	" s. 53.

MUNICIPALITY—*contd.*

VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

4. Municipal Fund and Property—*contd.*

Municipal fund ; compensation when payable out of	Bom.Act3,1901,s.165(2).
„ „ accounts, estimates and audit	ss.169to 172.
„ „ assignment by District Local Board of proceeds of certain taxes levied by Board in Municipality ; expenditure of such moneys on education	s.72.
Municipal property ; what property vested in Municipality	s.50(2).
„ „ management of certain public institutions vested in Municipality	s.58.
„ „ power to dispose of ; previous sanction of Commissioner required to certain leases and transfers	s.40(1), (2).
„ „ acquisition of land for Municipality	s.41.
„ „ damage to, to be made good ; determination and recovery of amount of damage	s.163.
Payment by Municipality of expenses incurred for checking infectious disease. <i>See</i> INFECTIOUS DISEASE.	
Disposal of, when local area ceases to be a municipal district	s.4(4).
Suit by or against Municipality ; power to compromise	s.165.
Suit against Municipality or officer or servant, etc. ; notice ; limitation	s.167.
Contract ; power of Municipality to enter into and perform ; liability of Municipal funds for ; Municipal Councillors not personally liable on	ss.40,42.
Contract ; procedure for entering into, and mode of executing	s.40.
„ power to cancel or modify contracts for making grants to educational or charitable institution	s.57.
„ penalty on Municipal Councillor or officer or servant being interested in contract made with Municipality	s.44.

5. Police.

Police to report offences, and to assist Municipal officers and servants	s.168(2).
Arrest by police ; detention of person arrested	s.168(1).
Duty of Municipality to provide for salary, expenses, etc., of police guard required	Bom.Act4,1890,s. 54(1) (r).
Rates not payable by Government on houses, etc., occupied by	s.77(1).

6. The Public Health, Safety and Convenience.

(a) STREETS, BRIDGES, PUBLIC PLACES, ETC.	(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.
(b) BUILDINGS.	(g) SCAVENGING.
(c) DANGEROUS BUILDINGS AND PLACES.	(h) SLAUGHTER-HOUSES.
(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(i) BATHING AND WASHING PLACES.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(j) WATER-SUPPLY.
	(k) FOOD AND DRINK.

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(l) RESTRAINT OF INFECTION.	(p) JOB-HORSES, ETC.
(m) DISPOSAL OF THE DEAD.	(q) ENTRY AND INSPECTION.
(n) OFFENSIVE AND DANGEROUS TRADES OR PRACTICES.	(r) TAKING OF CENSUS AND REGISTRATION OF BIRTH, MARRIAGES AND DEATHS.
(o) PREVENTION OF FIRE.	(s) MISCELLANEOUS.

(a) STREETS, BRIDGES, PUBLIC PLACES, ETC.

Municipality to provide for constructing, altering and maintaining public streets, bridges, causeways and culverts	Bom. Act 3, 1901, s. 54 (1)(i).
Power to make or improve new public streets or roads and building bridges, etc., therefor; power to turn, divert, close public streets or roads; acquisition and sale or leasing of land for building sites	„ ss. 56(a), 90(1), (2).
Municipality to guard against accidents in constructing or repairing streets, etc., and use light at night; penalty for extinguishing light, etc.	„ s. 124.
„ to provide for lighting, watering and cleansing of, and removal of obstructions and projections in public streets and places	„ s. 54(1) (a), (b), (c), (f).
Penalty for unlawfully altering, etc., or not restoring, materials, fences, etc., of public street	„ s. 121.
Power to require owners to repair street not being public street, and to declare any such street to be public street	„ s. 90(3), (4), (5).
Making of new streets, under control of Municipality; penalty for disobeying instructions of Municipality	„ s. 91.
Hoads to be put up before erecting, pulling down or repairing building on street; lighting and removal of hoads; penalty	„ s. 123.
Naming of streets; penalty for defacing, etc., name	„ 54(1)(k), 116.
Troughs and pipes for carrying water from building	„ s. 114.
Removal of encroachment from building; compensation	„ ss. 92, 113 (3).
Penalty for placing obstruction or depositing package, etc., in public street; or removing earth, etc., from, or encroaching upon, open spaces	„ s. 122.
Power to permit temporary erection in public street, or temporary piling of fuel in bye-street or space	„ s. 122(4).
Depositing timber or building materials or making hole in street; fencing and lighting of hole, etc.; penalty	„ s. 125.
Cutting or trimming of hedges bordering on, or trees or shrubs overhanging, public street	„ s. 118.
Power to make bye-laws relating to	„ s. 48(1) (o), (s), (t).
Penalty for allowing offensive matter to flow, etc., upon street or surface drain therein	„ s. 128.
Penalty for removing offensive matter along street at unauthorised time, or setting down filth receptacle in public place	„ s. 130.

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) STREETS, BRIDGES, PUBLIC PLACES, ETC.—*contd.*

Unlawful deposit of offensive matter, rubbish, etc., in street ; penalty	Bom. Act 3, 1901, s. 127.
Penalty for obeying call of nature in street	
„ tethering animals in public street	„ s. 137.
„ loitering or importuning for purposes of prostitution } in	„ s. 152.

(b) BUILDINGS.

Notice of new buildings ; powers of Municipality ; penalty	„ s. 96.
Notice of new range or block of huts or sheds ; improvement of huts ; powers of Municipality	„ ss. 97, 98.
Building not to be erected on lower level than will admit of drainage being led into public sewer, etc.	„ s. 95.
Regulation of use of inflammable materials in external walls and covering of roofs	„ s. 94.
Regulation of line of buildings ; removal of projection or en- croachment from building ; compensation	„ ss. 92, 93, 110(2), 113(3).
Permission to put up projecting verandahs, etc. ; penalty	„ s. 113(1), (2).
Affixing brackets for telegraph wires or lamps, and pipes for ventilation of sewers or water works	„ s. 115.
Numbering of buildings ; penalty for defacing, etc., number	„ ss. 54(1), (k), 116.
Unauthorised building over sewer, water-course, etc., vested in Municipality ; penalty	„ ss. 110(2), 122.
Municipality to provide for lighting of public buildings	„ s. 54(1)(a).
Power to make bye-laws relating to	„ s. 48(1) (n), (o), (p), (s).
Penalty for bill posting, etc., or otherwise defacing building, etc., without consent of owner	„ s. 117.
<i>See also below, (c), (d).</i>	

(c) DANGEROUS BUILDINGS AND PLACES.

Municipality to provide for securing or removing dangerous buildings or places	„ s. 54(1)(g).
Removal or repair of ruinous or dangerous building or wall in street ; erection of fence for protection of passengers	„ s. 119.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Commissioners to provide for removal of noxious vegetation and reclaiming of unhealthy localities	„ s. 54(1) (c), (g).
Securing, etc., of abandoned or unoccupied premises becoming a nuisance, etc.	„ s. 131(3).
Cleansing of building or land for sanitary reasons	„ s. 132.

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.—*contd.*

Cleansing, etc., of building or land in filthy and unwholesome state or a nuisance or overgrown with rank vegetation ;	}	Bom. Act 3, 1901, s.131.
penalty		
Power to prohibit use for human habitation of building unfit for such use	}	" s.131(2).
Powers for removal, etc., of huts or sheds occasioning risk of disease ; compensation for removal		
Power to abate overcrowding in buildings		" s.148.

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Hours for removal ; properly covered carts or vessels to be used ; spilling of offensive matter during removal ; routes for removal	}	" s.130.
Penalty for keeping offensive matter more than 24 hours, or not in proper receptacle, or for not properly removing filth		
Power to establish places beyond municipal limits for disposal of nightsoil, sewage or carcasses of animals	}	" ss.52,141.
Power to make bye-laws regulating conservancy and disposal of carcasses of animals		

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipality to provide for construction, maintenance, etc., of public latrines, privies, urinals, drains, sewers and drainage-works, and cleansing of public sewers ; power to establish and maintain farm or factory for disposal of sewage	}	" s.54(1) (c),(i).
Power to carry drain, sewer, etc., across or under street, cellar, vault, etc., or through or under any land ; construction of new drains ; compensation		
Right of owner, etc., of building to drain into municipal drain ; effecting connection with municipal drain ; power to authorise connecting drain to be carried through land or drain of another ; execution of work ; compensation	}	" ss.102to 105.
Provision of drainage for building		
Cesspools and covered sewers or drains to be provided with proper coverings or means of ventilation	}	" s.99(2).
Unauthorised making of drain running into or out from sewer or drain vested in Municipality ; penalty		
" building over sewer, drain, culvert, gutter, vested in Municipality ; penalty	}	" s.110(1). s.110(2).
Provision of privies, water-closets or cesspools		
" and Maintenance of latrines and urinals for workmen, market, school, theatre, etc.	}	" s.106(1). s.106(2).
Shutting out of privy from view, etc.		
Sewers, drains, privies, house-gullies and cesspools— to be under control and inspection of Municipality private ; alteration and maintenance of	{	" ss.99(1), 107,111,

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*contd.*Sewers, drains, privies, house-gullies and cesspools—*contd.*

Private; penalty for constructing, contrary to directions of Municipality, etc.; removal of same	Bom. Act 3, 1901, s. 109.
power to close, on providing other equally effectual drain	„ s. 108.
Removal of encroachment from building; compensation	„ s. 110(2).
Power to make bye-laws relating to.	„ s. 48(I)(r).
Penalty for unlawfully putting offensive matter or rubbish into sewer, drain, culvert, tunnel or gutter	„ s. 127.
„ not keeping offensive matter in proper receptacle, or for suffering receptacle to be in filthy or noxious state or not cleansing same	„ s. 129.
Power of Municipality to execute works; expenses	„ s. 112.
Power to construct, etc., drainage works outside municipal district	„ s. 52.
Municipality to guard against accidents in constructing or repairing sewer or drain, and to use light at night; penalty for extinguishing light, etc.	„ s. 124.

(g) SCAVENGING.

Municipal Commissioners to provide for	„ s. 54(I)(c).
Power to provide scavenging; special cess to be paid	„ s. 59(a)(vii) and proviso (b).

(h) SLAUGHTER-HOUSES.

Private; licensing of	„ s. 139(I).
Power to prohibit use as slaughter-house of any place other than municipal or licensed slaughter-house; penalty for using place as private slaughter-house contrary to directions or without license; power to close private slaughter-house	„ s. 139.
Municipality to provide for construction and maintenance of	„ s. 54(I)(i).
Power to open public slaughter-house, and take fees for use thereof or lease such fees; power to close public slaughter-house	„ s. 140.
Penalty for using public slaughter-house without permission	„ s. 140(2).
Power to establish slaughter-houses beyond municipal limits	„ ss. 52, 141.
„ make bye-laws for licensing, regulating and inspecting slaughter-houses	„ s. 48(I)(a),(b).

See also below, (q).

(i) BATHING AND WASHING PLACES.

Municipality to provide for construction and maintenance of baths and washing places	„ s. 54(I)(i).
Power to make bye-laws regulating use of.	„ s. 48(I)(I).
Provision of	„ s. 133.
Penalty for unlawfully bathing or washing in, or fouling water in	„ s. 134.

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(j) WATER-SUPPLY.

Municipality to provide for construction and maintenance of drinking-fountains, tanks, wells, drains, etc., and obtaining of proper and sufficient supply of water	Bom. Act 3, 1901, s. 24 (9), (10).
Power to construct waterworks outside municipal district	" s. 52.
Unauthorised building over water-pipe or water-course vested in Municipality; penalty	" ss. 110(2), 122.
Cutting or trimming of trees or shrubs overhanging public tank, well or other source of water-supply	" s. 118.
Powers and duties with regard to dangerous, stagnant or insanitary sources of water-supply; power to prohibit use for drinking purposes of any water-supply which is unfit for such use	" s. 120.
Cleansing, filling-up, draining-off, etc., of pool, ditch, tank, well, etc., injurious to health or offensive	" s. 135.
Penalty for unlawfully putting offensive matter or rubbish into water-course	" s. 127.
" unlawfully bathing or washing in, or fouling water in, stream, tank, etc.	" s. 134.
Power to make bye-laws for regulating water-supply	" s. 48(1)(k).

(k) FOOD, DRINK AND DRUGS.

Licensing of private markets	" s. 139(1).
Power to prohibit use as market for sale of food of any place other than municipal or licensed market; penalty for selling in private market contrary to directions or without license; power to close private market	" s. 139.
Municipality to provide for construction and maintenance of markets	" s. 54(1)(i).
Power to open public market, and take fees for use thereof or lease such fees; power to close public market	" s. 140.
Penalty for selling in public market without permission	" s. 140(2).
Search for, inspection, seizure and disposal of unwholesome articles	" s. 142.
Power to make bye-laws for licensing, regulating and inspecting markets and places used for animals the produce of which is sold, dairies, milkstores, etc.	" ss. 48(1)(a), (b), (d).
<i>See also below. (g); FOOD AND DRINK.</i>	

(l) RESTRAINT OF INFECTION.

Municipality to—	
provide special medical aid and accommodation for the sick in time of dangerous disease and to take measures to prevent, meet, mitigate or suppress epidemic disease	" s. 54(2)(a).
Power to make bye-laws for enforcing supply of information as to epidemic diseases	" s. 48(1)(h).

MUNICIPALITY—*contd.*

VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(i) RESTRAINT OF INFECTION—*contd.*

Powers which may be conferred on Municipality for prevention, etc., of dangerous disease; penalty for disobedience of order passed in exercise of such power: compensation for damage caused	Bom. Act 3, 1901, s. 144.
Duties of and powers which may be conferred on Municipality on threatened or actual outbreak of dangerous disease	" s. 145.
Withdrawal and modification of powers conferred under section 144 or 145	" s. 146.
Special powers which may be conferred in respect of overcrowded areas	" s. 149.
Municipality to take measures for preventing, meeting, suppressing, etc., infectious disease among cattle	" s. 147.

(m) DISPOSAL OF THE DEAD.

Municipality to provide, change and regulate places for; power to make bye-laws regulating	" s. 54(I)(k).
Power to close places for disposal of the dead	" s. 150.

(n) OFFENSIVE AND DANGEROUS TRADES OR PRACTICES.

Municipality to provide for regulating or abating offensive or dangerous trades or practices	" s. 54(I)(e).
Power to provide suitable places for carrying on	" s. 56(i).
Prohibition or regulation of; penalty	" s. 151.
Power to make bye-laws for licensing, inspecting and regulating places used for	" s. 48(I)(b).
Consumption by furnaces of their own smoke; penalty	" s. 138.

(o) PREVENTION OF FIRE.

Municipality to provide for extinguishing fires and protecting life and property when fires occur	" s. 54(I)(d).
Regulation of use of inflammable materials in external walls and covering of roofs	" s. 94.
Manufactories, etc., involving risk of fire and places used for storing explosive substances or hay, straw, fodder, wood, coal or other combustible material:	
Power to prohibit or regulate; penalty	" s. 151.
Power to make bye-laws for licensing, inspecting and regulating	" s. 48(b)(iii).

(p) JOB-HORSES, ETC.

Power to make bye-laws for regulating and inspecting places used for stalling or herding horses or other animals	" s. 48(I)(c).
--	----------------

(q) ENTRY AND INSPECTION.

Power to enter premises and inspect sewer, drain, privy, house-gully or cesspool; opening of ground; payment of expenses	" s. 111
--	----------

MUNICIPALITY—*contd.*VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(g) ENTRY AND INSPECTION—*contd.*

Power to enter building or land and direct cleansing for sanitary reasons ; notice of entry	Bom. Act 3, 1901, s. 132.
„ enter building or land for purposes of assessment	„ s. 63(2).
„ enter building or land to make survey or inspection or to execute work ; notice of entry ; precautions to be observed in entering dwelling	„ s. 159.
„ enter and inspect place used for sale or storage of articles of food or drink, or slaughter-house	„ s. 142.
„ examine such articles, and seize any unfit for food or drink	
Destruction or disposal of articles unfit for food or drink ; punishment of owner	
Power to make bye-laws for inspection of markets, slaughter-houses and places used for keeping animals or carrying on offensive or dangerous trade	„ s. 48(1)(a), (b), (c), (d).

(r) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.

Municipality may provide for taking census and must provide for registration of births and deaths	„ ss. 54(1)(l), 56(e).
Power to make bye-laws for taking census and registering births, marriages and deaths	„ s. 48(1)(f).

(s) MISCELLANEOUS.

Municipality to provide for—

public vaccination	„ ss. 54(1)(m), (n), (o), (p), 54(2)(b), 55.
establishing and maintaining public hospitals and dispensaries	
public medical relief	
establishment and maintenance of primary schools	
relief and relief works in times of famine or scarcity within municipal district	
maintenance and treatment of lunatics and lepers	
erecting or maintaining public parks, gardens, libraries, museums, colleges, schools (not being primary), lunatic asylums, halls, offices, dharmshalas, rest-houses and other public buildings	„ s. 56(b), (c), (d), (f), (g), (h), (j), (k), (l), (m).
planting and maintaining trees	
sanitary measures	
a survey	
maintenance of Courts of Magistrates	
destruction, detention, etc., of dogs	
public receptions, ceremonies, exhibitions, etc., or other measures likely to promote the public health, safety, convenience or education	
Power to declare area in which periodical fair is held or which is visited periodically by pilgrims to be a temporary municipal district	„ s. 6.

MUNICIPALITY—*contd.*

VIII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*concl.*

(s) MISCELLANEOUS—*contd.*

Weights and measures :

Power to make bye-laws regarding inspection and defining standards of	Bom-Act3,1901,ss.48(1)(e),(ee),143.
Surveyors and plumbers ; power to make bye-laws for licensing in city municipalities	„ s.48(1)(g).
Dangerous quarrying	„ s.126.
Unlawful deposit of offensive matter or rubbish on public quay, jetty or landing place, or on seashore or river-bank ; penalty	„ s.127.
Penalty for keeping animal so as to be a nuisance	„ s.129.
„ permitting animals to stray	„ s.137.
„ unlawful storing or using of nightsoil, manure or substance emitting offensive smell	„ s.136.
„ unlawfully removing earth, sand, etc., or encroaching upon open spaces not being private property ; quarrying	„ s.122(3).
Nuisances, public ; municipality to provide for abatement of	„ s.54(1)(c).
„ „ power to institute prosecution for	„ s.161.
Brothels ; power to order discontinuance of use of building as, in certain municipalities	„ s.153.
Penalty for soliciting for purposes of prostitution	„ s.152.

7. Supplemental.

City municipalities ; special provisions relating to constitution of ; appointment of Chief Officer, Health Officer and Engineer ; powers of Chief Officer	„ ss.181,186.
Rules ; general power to make	„ s.46.
Bye-laws ; general power to make	„ s.48.
„ penalty for breach of	„ s.49.
„ to be published in draft	„ s.154(5).
Rules and bye-laws to be available for purchase	„ s.154.
Notice to fix time for doing act	„ s.154(6).
„ and bills ; service of	„ s.154(6).
„ not invalid for defect of form	„ s.154(6).
„ when not complied with, Municipality may perform act	„ s.52, proviso.
Power to spend municipal property and funds beyond municipal limits for certain purposes	„ s.156.
Municipality may execute work in default of owner or occupier ; recovery of cost ; deduction from rent of sum paid by occupier ; saving of contracts	„ ss.82to89, 164.
Recovery of municipal claims ; alternative remedy by suit	„ s.166.
Recovery of rent due to Municipality	„ s.157.
Occupier may execute work in default of owner and recover cost from him or deduct it from rent	„ s.158.
Procedure and penalty where occupier opposes owner in execution of Act	„ s.158.

MUNICIPALITY—*contd.*VII.—BOMBAY PRESIDENCY (EXCEPT THE CITY OF BOMBAY)—*contd.*A.—MUNICIPALITIES PROPER—*contd.*7. Supplemental—*contd.*

Punishment for disobedience of notices and orders	Bom. Act 13, 1900, s. 125.
Uses; general power to charge	" ss. 114-116.
Remission of fees	" s. 105.
Prosecutions: power to institute; expenses; limitation	" s. 131.
" may be instituted before any Magistrate	" s. 161(2).
Fines; recovery of	" s. 130.
Arbitration in case of dispute as to compensation, damages, costs or expenses	" s. 102.
Irregularities, etc., not to invalidate distress; compensation for special damage caused by irregularity	" s. 107.
Suit against municipality or municipal officer or servant: notice of suit; limitation	" s. 107.

B.—NOTIFIED AREAS.

Power to notify areas, impose taxation and regulate expenditure therein; appoint Committee and apply Act with modifications thereto	" ss. 187 to 191.
---	-------------------

IX.—CITY OF BOMBAY.

1. Preliminary.

Definitions	Bom. Act 3, 1888, ss. 3, 11 (5, 80, 71, 115 to 130, 192, 220, 262, 297, 327, 398
-------------	---

2. Constitution and Government.

(a) MUNICIPAL AUTHORITIES.

Municipal Corporation; constitution and incorporation of	Bom. Act 3, 1888, s. 5.
" term of office of Councillors; filling of casual vacancies; publication of names of Councillors	" ss. 31 to 40.
" qualifications and disqualifications of voters and Councillors	" ss. 41 to 48.
" preparation and revision of list of voters; appeal to Chief Judge of Small Cause Court	" ss. 49 to 51.
" procedure for election of Councillors; election petitions to be heard by Chief Judge of Small Cause Court; procedure if election fails	" ss. 52 to 54. Sch. B.
" Government appointments of Councillors when to be made	" s. 55.
" Councillors deemed "public servants"	" s. 56.
" conduct of business	" s. 56.
" President; appointment and term of office of; filling casual vacancy in office of	" s. 57.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*2. Constitution and Government—*contd.*(a) MUNICIPALITIES—*contd.*

Municipal Corporation; Committee; consultative; power to appoint	Bom. Act 3, 1888, s. 38.
" " " Schools Committee to be appointed by Corporation and Local Government for purposes of primary education: term of office of members; publication of names; Chairman; establishment; powers and duties of Committee.	" ss. 39, 461 (u) [am. Bom. Act 3, 1907, ss. 8, 20], 62(c), (ins. Bom. Act 3, 1907, s. 10).
" " " For purposes of secondary or technical education: appointment and constitution of Committee; its powers and duties	" s. 40 [am. Bom. Act 3, 1907, s. 8(8)], 461(v).
" " " Hospital Committee: appointment and constitution of Committee; its powers and duties	" ss. 41, 461(x).
Standing Committee; constitution of; appointment and retirement of members; filling of casual vacancies	" ss. 42, 43, 45 to 48.
" " Chairman: appointment and term of office of; filling of casual vacancy in office of	" s. 44.
" " conduct of business, and appointment, etc., of sub-committees	" ss. 49, 461(z).
" " fee payable to members of	" s. 50.
Municipal Commissioner and Deputy Municipal Commissioner:	
Appointment, term of office and removal of Commissioner	" s. 54.
" position and functions of Deputy Municipal Commissioner	" ss. 55, 56.
Remuneration of	" ss. 57, 58.
Leave; leave-allowance; acting appointments	" s. 59.
Interest in contract or employment with Corporation disqualifies for office	" s. 60.
Deemed "public servants"	" s. 521.
Municipal Commissioner; special functions of	" s. 64(3).
" " heads of certain Departments to be subordinate to	" s. 66(4).
" " to prepare annual report	" s. 124.
Respective functions of the several Municipal Authorities	" s. 64.
Power of Corporation to require Committees, Sub-committees or Commissioner to furnish documents, etc.	" ss. 65, 66.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*2. Constitution and Government—*concll.*

(b) OFFICERS AND SERVANTS.

Executive Engineer and Executive Health Officer : appointment, term of office, remuneration and removal of ; time within which vacancy in office of, must be filled	Bom. Act 3, 1888, ss. 74, 75.
Executive Health Officer to be consulting officer of health under Bom. Act 6, 1867 (Sanitation, Bombay City)	s. 76.
Officers of Schools Committee ; appointment of	s. 76A (ins. Bom. Act 3, 1907, s. 13).
Medical Officers ; appointment of, in connection with measures of public medical relief under s. 61 (<i>gg</i>)	s. 76B (ins. Bom. Act 3, 1907, s. 13).
Secretary ; appointment, duties, remuneration and removal of	ss. 77, 78. 528, Sch. R. cl. 7.
Clerks and servants subordinate to Secretary ; their appointment, remuneration and duties	s. 78.
Others officers and servants ; appointment and remuneration of	s. 79.
Permanent officers and servants not to be employed except as provided by foregoing sections	s. 80 (am. Bom. Act 3, 1907, s. 13 (2)).
Officers and servants deemed " public servants "	s. 521.
Security to be given by	s. 81 (a).
Leave, leave-allowances, temporary appointments during leave ; pensions, etc. ; contributions to Provident Fund	ss. 81, 84, 85.
Powers of appointment and punishment in whom to vest	ss. 82, 83.
Interest in contract or employment with Corporation disqualifies for office	s. 86.
Penalty on certain classes of officers and servants resigning without giving two months' notice, or absenting themselves from duty, or committing breach of duty ; power to dispense with notice ; payment and wages where resignation accepted without notice ; power to apply Act to other classes of servants ; copies of Act to be supplied to employes at nominal price	Bom. Act 5, 1890.
Power of Municipal Commissioner to invest municipal officer with certain of his functions	Bom. Act 3, 1888, ss. 68, 68A (ins. Bom. Act 3, 1907, s. 12).

(c) GENERAL POWERS OF OFFICIAL CONTROL.

Power of Local Government—	
to repeal bye-laws	Bom. Act 3, 1888, s. 470.
to provide for performance of duties in default of Municipal authority	ss. 518 (am. Bom. Act 3, 1907, s. 21), 520.
to enforce repair, etc., of Vehar Water-works	ss. 519, 520.
to call for extracts from proceedings	s. 526.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*

3. Taxation.

Taxes to be imposed	Bom Act 3, 1888, ss. 139 to 143, 180, 190, 192, Schs. G, H.
Procedure for imposing taxes	ss. 125 to 129, 134, 196.
Compounding for water-tax	s. 169.
„ „ tax on vehicles and animals	s. 185.
Property taxes :	
From whom leviable	s. 146.
Apportionment of responsibility when premises are let or sub-let	ss. 147, 148.
Notice of transfer of property liable to	ss. 149 to 151, Schs. E, F.
„ erection, enlargement, re-occupation or demolition of building liable to	ss. 152, 153.
Penalty for failure to give notice	s. 471.
Assessment of	ss. 154 to 168.
Refund of tax on unoccupied property	ss. 174 to 179.
Water-tax : power to charge for water by measurement, instead of levying tax	s. 169.
„ Government and Port Trust to be charged by measurement	s. 170.
„ recovery of, by owner from occupier	s. 173.
Halalkhor-tax : power to fix tax at special rate for hotels, clubs, etc.	s. 173.
„ to be fixed at special rate for premises occupied by Government or Port Trust	s. 173.
„ recovery of, by owner from occupier	s. 173.
Tax on vehicles and animals :	
Provisions for ascertaining and recording names of persons liable to pay the tax ; person becoming possessed of taxable vehicle or animal to give notice ; penalty	ss. 182, 186 to 189, 471.
Toll on vehicles entering the City from Salsette	s. 190.
Driver of vehicle paying toll to receive ticket	s. 191.
Town duties :	
Tables of, to be posted up	s. 193.
Refund of, when permissible, and how made	ss. 194 (2), 195, 213 (2), 215.
Application of Customs law for punishment of offences and reward of informers	s. 478.
Bombay Port Trust Act, 1879, not to affect right of Corporation to collect	Bom. Act 6, 1879, s. 69 (a).

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*3. Taxation—*contd.*

Power to require Commissioner to impose addition to general tax for recovery of compensation awarded to persons injured by acts of unlawful assemblies; recovery of such additional tax	Bom. Act 4, 1902, ss. 45(1) (b), 46.
Power to charge fees in public hospitals and dispensaries	Bom. Act 3, 1888, s. 62A (ins. Bom. Act 3, 1907, s. 10).
Special tax to recoup payments made under Bom. Act 4, 1898, s. 30.	Bom. Act 4, 1898, s. 80.
Exemptions from taxes:	
Buildings occupied for public worship or for charitable purposes, and buildings and lands vested in the Corporation, exempted from the general tax	Bom. Act 3, 1888, s. 143.
Buildings and lands vested in Government exempted from the general tax; payment to be made to Corporation in lieu of such tax; sum payable how to be ascertained	„ ss. 143, 144.
Payment of lump sum by Bombay Port Trust to Corporation in lieu of general tax; duties of Corporation in return for such payment; settlement by Government of disputes	Bom. Act 6, 1879, ss. 36 to 38.
Drinking-fountains, tanks, etc., used for gratuitous supply of water, exempted from water-tax	Bom. Act 3, 1888, s. 171.
Certain property exempted from—	
tax on vehicles and animals	„ ss. 181, 183, 184.
toll on vehicles entering the City from Salsette	„ s. 190(1).
Exemption from tolls of men, property, etc., belonging to the army. See MARCHING TROOPS.	
Government property exempted from town-duties	„ s. 194.
Taxes when payable	„ s. 197 to 199.
Appeal to Chief Judge of Small Cause Court against taxation; limitation	„ ss. 217 to 219.
Reference of questions by Chief Judge to High Court	Act 12, 1888, s. 2.
Collection of taxes	Bom. Act 3, 1888, ss. 200 to 202, 209 to 213, 215, Sch. I.
Contractors, etc., for collection of taxes, deemed “public servants”	„ s. 521.
Leasing of tolls	„ s. 213.
Recovery of taxes by distress and sale	„ ss. 203 to 208, 214, Schs. J, K, L.
Power to write off irrecoverable taxes	„ s. 216.
Power of entry for discovery of vehicles or animals liable to tax, and power to examine persons liable to pay tax on vehicle or animal	„ s. 189.

4. Funds and Property.

Municipal Fund; constitution of	„ s. 111.
„ „ application of	„ ss. 118, 138, 518 to 520.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*4. Funds and Property—*contd.*

Municipal Fund ; temporary payments from, for work urgently required	Bom. Act 3, 1888, s. 119.
„ „ compensation when payable out of	„ s. 501.
„ „ authority on which money may be paid from	„ s. 113.
„ „ payment to trustees for improvement of City of Bombay or on their default	Bom. Act 4, 1898, ss. 72, 80.
„ „ payment to Government for purposes of Prince of Wales' Museum of Western India	Bom. Act 3, 1888, s. 62D.
„ „ custody and investment of	„ ss. 112, 114, 122.
„ „ investment of sinking funds and balances in municipal debentures	Bom. Act 1, 1898, ss. 2 to 5, Sch. A.
„ „ accounts and audit	Bom. Act 3, 1888, ss. 123, 124, 135 to 138, 471.
„ „ budget estimates, and sanction to expenditure	„ ss. 67, 115 to 117, 125 to 134.
„ „ payment of debts due to Government and municipal security-holders ; attachment of Municipal Fund	„ ss. 93 to 103.
„ „ attachment of Municipal Fund for failure to pay under ss. 72, 73, 80 of Bom. Act 4, 1898	Bom. Act 4, 1898, s. 81.
„ „ sinking fund to be maintained to secure repayment of certain loans	Bom. Act 3, 1888, s. 104.
„ „ publication and circulation of annual account of balances due on debt and loans	„ s. 105.
„ „ borrowing powers of Corporation ; form of debenture ; duplicate debentures ; debenture in favour of joint payees	„ ss. 106 to 110, 110A to 110C (ins. Bom. Act 1, 1910, s. 2), Schs. C, D.
„ „ funds to be placed at disposal of School Committee for primary education	„ ss. 39 (7), (8), 461 (u) (am. Bom. Act 3, 1907, ss. 8, 20), s. 121 (am. Bom. Act 3, 1907, s. 19).
Special funds ; power to constitute	„ Bom. Act 3, 1907, s. 19).
Mortgages of rates and taxes transferable by endorsement ; validation of past transfers	Act 15, 1876, ss. 2, 3.
Power to consolidate, renew and sub-divide debentures	„ ss. 4, 5, Sch.
Fixed sum to be paid annually to Corporation from excise-revenue	Bom. Act 5, 1878, s. 63.
Sum to be paid annually to Corporation by Government on primary education being made free or free and compulsory in the City of Bombay	Bom. Act 3, 1888, s. 62B (ins. Bom. Act 3, 1907, s. 10).
Balance of fees received by Commissioner of Police for grant of motor-vehicle licenses to be paid to Municipal Fund	Bom. Act 2, 1904, s. 4 (3).
Municipal property ; what property vested in Corporation	Bom. Act 3, 1888, s. 88.
„ „ conditional vesting of Vehar Water-works in Corporation	„ ss. 89, 100.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*4. Funds and Property—*contd.*

Municipal property; statue of Her Majesty Queen Victoria and site thereof, the Victoria and Albert Museum and the site thereof, the Central Vaccine Depôt at Parel and all buildings and sites thereof within City of Bombay used for primary education to vest in Corporation	Bom. Act 3, 1888, ss. 89 B to 89 F (ins. Bom. Act 3, 1907, s. 14).
lands and buildings in the use and occupation of Bombay City Police transferred to His Majesty	s. 89 A, Sch. V (ins. Bom. Act 3, 1907, s. 14).
power to Corporation to acquire property; procedure for acquiring immoveable property; application of Land Acquisition Act	ss. 87, 90, 91.
procedure for disposal of; restriction on disposal of certain properties	s. 92 (am. Bom. Act 3, 1907, s. 15).
refuse, etc., collected by municipal servants or contractors to be property of Corporation	s. 366.
Contract; procedure for entering into, and mode of executing	ss. 69 to 71.
tenders when to be invited before entering into	s. 72.
security when to be taken for performance of	s. 73.
penalty on Municipal Councillor, etc., having interest in contract made with Corporation	s. 474.
Suits; notice, limitation, etc.	s. 527.

5. Police.

Police Commissioner and his subordinates to co-operate with Municipal Commissioner	s. 522 (1).
Police to report offences and assist Municipal Commissioner, etc.	s. 522 (2).
Police-officers to aid Municipal Fire Brigade	s. 362.
Powers of, in respect of animal tethered in public street	s. 316.
Power of, to remove to hospital person suffering from dangerous disease	s. 424.
to arrest offenders; detention of offenders	s. 516.

6. The Public Health, Safety and Convenience.

(a) STREETS, ETC.	(i) WATER-SUPPLY.
(b) BUILDINGS.	(j) FOOD, DRINK AND MEDICINE.
(c) DANGEROUS BUILDINGS AND PLACES.	(k) RESTRAINT OF INFECTION.
(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(l) DISPOSAL OF THE DEAD.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(m) OFFENSIVE AND DANGEROUS TRADES.
(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.	(n) PREVENTION AND EXTINCTION OF FIRE.
(g) SLAUGHTER-HOUSES.	(o) HACKNEY-CARRIAGES, JOB-HORSES, ETC.
(h) BATHING AND WASHING PLACES.	(p) ENTRY AND INSPECTION.
	(q) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.
	(r) MISCELLANEOUS.

See also IMPROVEMENT OF CITY OF BOMBAY.

MUNICIPALITY—*contd.*

IX.—CITY OF BOMBAY—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(a) STREETS, ETC.

Corporation to provide for—

construction, maintenance, etc., of public streets, bridges, etc. }
lighting, watering and cleansing of public streets }
removal of obstructions and projections in streets, etc. }
naming of streets and numbering of premises }

Bom. Act 3, 1888, s. 61(m);
to (p).

Public streets; vesting of, in Corporation

" s. 289(I).

" " temporary vesting of, in Trustees for improve- }
ment of City of Bombay; re-transfer to Cor- }
poration }

Bom. Act 4, 1898, ss. 41 to
45.

" " Municipal Commissioner to level, repair, im- }
prove, etc. }

Bom. Act 3, 1888, s. 289(2).

" " power to close, permanently; disposal of site }

" ss. 289(3),
290.

" " power to make new streets

" s. 291.

" " saving of ss. 37 and 38 of Bombay Port Trust {
Act, 1879 }

" ss. 292, 306
(3).

" " laying of tramway or railway on; saving of {
Bombay Tramways Act, 1874 }

" s. 293.

" " minimum width of; projections over

" s. 294.

" " power to adopt or construct bridge, etc.

" s. 295.

" " power to acquire land for improving or making; }
acquisition of building sites adjoining new }
streets }

" s. 296.

" " regulation of line of buildings; power to acquire }
land within regular line of street; compensa- }
tion }

" ss. 297 to 299,
300, 301.

" " proportionate share of compensation payable }
by Trustees for improvement of City of Bombay }
where part of land acquired is required by them }

Bom. Act 4, 1898, s. 41 A.

" " tethering of animals in

Bom. Act 3, 1888, s. 316.

" " lighting of public streets and municipal markets }
and buildings; unlawful removal or breaking }
of lamps, etc.; laying of gas-pipes, etc.; }
building, street or railway not to be constructed }
over gas-pipe }

" ss. 330 to 335.

" " watering of

" s. 336.

Private streets; making of, under control of Municipal Commis- }
sioner }

" ss. 302 to 304.

" " levelling, draining, lighting, etc., of

" ss. 305, 307.

" " power to declare them to be public streets

" ss. 306, 307.

Powers and prohibitions with respect to obstructions in, en- }
croachments on, or projections over street, from building, }
etc.; compensation }

" ss. 308
to 315.

Power to permit temporary erection of booths, etc., in street

" s. 317.

Execution of works in or near street; speedy re-instatement of }
street; temporary closing of street; temporary arrangements }
for traffic; precautions against accidents }

" ss. 318 to 326.

Naming of streets and numbering of buildings; prohibition of }
defacing, etc., name or number }

" s. 327.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) STREETS, ETC.—*contd.*

Bill-posting, or otherwise defacing building, etc., without consent of owner; penalty	Bom. Act 3, 1888, ss. 328, 471.
Application of ss. 289 to 329 and 334 to streets temporarily vested in Trustees for Improvement of City of Bombay	Bom. Act 4, 1898, s. 42.
Municipal Commissioner to secure daily surface-cleansing of streets	Bom. Act 3, 1888, s. 363.
Prohibition of placing filth or filth receptacle on street	ss. 372 (d), (e). s. 373.
Removal of tree or shrub overhanging street	s. 383.
Prohibitions as to carrying or placing corpse in street	s. 441.
Penalties	ss. 471, 472.
<i>See also before, (f), (g).</i>	

(b) BUILDINGS.

Regulation of line of buildings; compensation	ss. 297, 298, 300, 301.
Erection of, on side of private street, under control of Municipal Commissioner	s. 304.
Notice of new buildings or additions, alterations, etc.; powers of Municipal Commissioner as to construction; maximum height of buildings	ss. 337 to 348, 349A to 349C, 351 to 353.
Power to prevent use of inflammable materials in external walls and roof coverings	s. 349.
inspect building during erection, repair, etc.	s. 350.
make bye-laws for securing stability and preventing fire and for purposes of health and ventilation	s. 461 (c), (d).
Notice of completion of building; inspection; permission to occupy or use	s. 353A.
Power in case of work unlawfully commenced or carried on to direct removal of person directing or carrying on work	s. 354A.
Penalties	ss. 471, 472.
<i>See also before, (a), and before, (a), (d), (f), (g), (h), (i).</i>	

(c) DANGEROUS BUILDINGS AND PLACES.

Corporation to provide for securing or removal of	s. 61 (f).
Repair, protection or enclosure of dangerous place	s. 329.
Removal or repair of ruinous or dangerous building, wall or structure	s. 354.
Penalties	ss. 471, 472.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Corporation to provide for reclamation of unhealthy localities and removal of noxious vegetation, etc.	s. 61 (d).
Securing, etc., of abandoned or unoccupied premises becoming a nuisance, etc.	s. 376.
Cleansing, etc., of premises overgrown with rank vegetation or in unwholesome or filthy condition or a nuisance	s. 377.

MUNICIPALITY—*contd.*

IX.—CITY OF BOMBAY—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(i) BUILDINGS AND GROUNDS IN UNSANITARY CONDITION, ETC.—*contd.*

Power to prohibit use for human habitation of building unfit for such use	Bom. Act 3, 1855, s. 473.
Abatement of overcrowding in dwelling-house	" ss. 379, 379A.
Removal or alteration, etc., of insanitary hut or shed	" s. 380.
Cleansing, filling-up, draining-off or removal of pool, ditch, tank, etc., becoming a nuisance	" s. 381.
Cutting or trimming of hedges, removal of trees, etc.	" s. 383.
Penalties	" ss. 471, 472.
Official representation by Municipal Commissioner to Trustees for improvement of City of Bombay for improvement scheme	Bom. Act 4, 1893, ss. 23, 24.

(c) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Corporation to provide for scavenging and removal of filth and rubbish	Bom. Act 3, 1855, s. 61(c).
Powers and duties of Municipal Commissioner, occupiers of premises, etc., as to	" ss. 365, 367 to 373.
Removal of carcasses of animals	" s. 385.
Penalties	" ss. 471, 472.

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Corporation to provide for construction, maintenance and cleansing of drains, drainage-works and public latrines, urinals, etc.	" s. 61(a).
Municipal drains; control, maintenance, repair, construction, improvement, discontinuance and cleansing of	" ss. 220 to 222, 224, 225.
" " unlawful construction of building, street or railway over	" s. 223.
" " vesting in Corporation of drains, fittings, etc., constructed by it on private premises	" s. 242.
Private drains; connection of, with municipal drains	" ss. 227 to 229, 231.
" " carrying drain through land or drain belonging to another	" ss. 230, 231, 232.
" " power to enforce drainage of undrained premises	" ss. 231, 232.
" " power to drain group or block of premises in combination	" s. 232A.
" " drains constructed or continued for the sole use and benefit of any premises vesting, maintenance, cleansing of	" s. 233A.
" " new building not to be erected or occupied until drainage provided	" s. 234.
" " unlawful passing of excrementitious matter into	" s. 235.
" " power to require separate drains for polluted and unpolluted matter	" s. 236.
Construction of drain or cesspool beneath building	" ss. 240, 241.
" cesspool near well, etc.	" s. 241.
Drains and cesspools to have proper coverings and means of ventilation	" s. 243.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*6. The Public Health, Safety and Convenience—*contd.*(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*contd.*

Affixing of shafts or pipes for ventilating drain or cesspool	Bom. Act 3, 1888, s. 24.
Places for emptying of drains and disposal of sewage ; powers for disposal of sewage	ss. 245, 246.
Municipal Commissioner to provide and maintain public neces- saries	s. 252.
Water-closet or privy for premises not to be constructed except with written permission of Municipal Commissioner	s. 246A.
Sufficient water-closet or privy and urinal to be provided for buildings or premises	ss. 247, 248.
Power to require construction of water-closets or latrines or privies and urinals for market or other place of public resort or for workmen	s. 249.
Provisions as to position, concealment, etc., of privies and water- closets and ventilating and other appliances for water-closets	ss. 250, 251. 251A.
Power of Municipal Commissioner as to unhealthy privies	s. 249A.
Restriction on use of part of premises for bathing or washing clothes or utensils	s. 251B.
Inspection of private drains, water-closets, etc.; opening of ground, etc.; payment of expenses; power to require removal, repair or cleansing, etc., of drain, closet, cost of inspection, execution of works, etc.	ss. 253 to 257. 257A.
Prohibition of certain acts interfering with proper maintenance of drains, water-closets, etc.	s. 258.
Power of Municipal Commissioner to execute work for private person	ss. 259, 260.
Work to be executed by private person only through agency of licensed plumber; notice of completion of work; permission to use work as drain	s. 259A.
Power to make bye-laws as to construction, etc., of drains, cess- pools, privies, etc.	s. 461(a), (e).
Penalties	ss. 471, 472.
Rights and powers of municipal authorities under ss. 220 to 260 in or over municipal drains not affected by temporary vesting of street or land in Trustees for Improvement of City of Bom- bay	Bom. Act 4, 1893, s. 41.

(g) SLAUGHTER-HOUSES.

Corporation to provide for regulation of slaughter-houses	Bom. Act 3, 1888, s. 61(h).
Municipal slaughter-houses :	
Corporation to provide for construction and maintenance of	s. 61(h).
Establishment and maintenance of	s. 399.
Power to close	s. 400.
Levy or farming of stallages, rents and fees	ss. 407, 408.
Power to expel person contravening bye-laws, etc.	s. 409.
Private slaughter-houses :	
Licensing of	s. 403.
Paving and draining of	s. 405.

MUNICIPALITY—*contd.*

IX.—CITY OF BOMBAY—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(g) SLAUGHTER-HOUSES—*contd.*

Power to permit slaughter at any place on occasion of festival, etc.	Bom. Act 3, 1888, s. 403.
„ make regulations for slaughter-houses	„ ss. 406, 408.
„ make bye-laws for inspection, use and sanitation of slaughter-houses	„ s. 461(k), (m), (n).
Penalties	„ ss. 471, 472.

(h) BATHING AND WASHING PLACES.

Establishment and regulation of; prohibitions as to fouling of water; penalties	„ ss. 386 to 389, 397, 471, 472.
---	----------------------------------

(i) WATER-SUPPLY.

Corporation to provide for construction and maintenance of works and means for water-supply	„ s. 61(b).
Municipal water-works; construction and maintenance of; powers of entry and inspection for construction or repair of; compensation for damage done	„ ss. 261 to 265.
„ „ provisions and maintenance of fire-hydrants	„ s. 266.
„ „ unlawful building or carrying on of manufacture, etc., so as to injure source of water-supply	„ s. 267(1).
„ „ limits of the water-shed of the Vihar Lake	„ s. 267(2).
„ „ unlawful construction of building, street or railway over water-main	„ s. 268.
„ „ prohibition of certain wilful or neglectful acts in connection with; compensation for damage done	„ ss. 284, 285.
Municipal Water-works; private water-supply:	
Provision of, at cost of consumer; connections with water-works; storage cisterns; pipes and other fittings	„ ss. 261(c), 271 to 275.
Provision and maintenance of meters; register of meter to be <i>prima facie</i> evidence	„ ss. 275 to 277.
Power to inspect premises to examine, etc., meter and pipes and other fittings, etc., and to require remedy of defects	„ s. 278.
Power to cut off supply or turn off water	„ s. 279.
Conditions not to be contravened; fraudulent or unauthorised use of water	„ ss. 280, 282.
Prohibition of fraud in respect of meters; compensation for damage done	„ ss. 283, 285.
Presumption that offence was committed by occupier of premises	„ s. 286.
Power of Municipal Commissioner to execute work for private person	„ ss. 287, 287A.
Work to be executed by private person only through agency of licensed plumber	„ s. 287(2).
Power to supply water without the City	„ s. 288.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(l) DISPOSAL OF THE DEAD.

Places for ; Corporation to provide and regulate	Bom. Act 3, 1888, s. 61(e).
„ registration of	ss. 435, 436, 438(2), 439(2).
„ provision of	„ ss. 436, 437.
„ closing and re-opening of	„ ss. 438, 439.
Permission of Municipal Commissioner required to burial in place of worship, or disposal of corpse in closed or unregistered place, or exhumation of corpse	„ s. 440.
Prohibition of certain acts in connection with	„ s. 441.
Power to make bye-laws as to	„ s. 461(p).
Penalties	„ s. 471.

(m) OFFENSIVE AND DANGEROUS TRADES.

Corporation to provide for regulation of	„ s. 61(z).
Permission required for newly establishing factory, etc.	„ s. 390.
Consumption by furnaces of their own smoke	„ s. 391.
Sanitary regulation of factories, bake-houses, workshops, etc.	„ s. 392.
Unlawful use of steam-whistle or steam-trumpet	„ s. 393.
Licensing of	„ s. 394, Sch. M.
Prohibition of fouling of water by chemicals, etc.; opening and examination of pipes, etc.; notice of entry; payment of expenses	„ s. 395, Sch. M.
Inspection of premises; no compensation for damage caused; when force may be used to effect entry	„ s. 396.
Power to make bye-laws for control and supervision of premises	„ s. 461(f).
Penalties	„ ss. 471, 472.

(n) PREVENTION AND EXTINCTION OF FIRE.

Corporation to provide for entertainment of fire-brigade and protection of life and property in case of fire	„ s. 61(k).
Municipal Fire Brigade :	
Establishment and equipment of	„ s. 359.
Municipal Commissioners to make regulations for	„ s. 360.
Powers of chief officer of, at fire	„ s. 361.
Police-officers and municipal officers and servants to aid	„ s. 362.
Damage done by, deemed "damage by fire" within meaning of policies of insurance	„ s. 363.
Reports and returns as to fires	„ s. 364.
Provision and maintenance of fire-hydrants	„ s. 266.
Licensing of places for storing, manufacturing, etc., explosives, etc., or for storing wood, charcoal, coal, coke, ashes, hay, grass, straw or other combustibles; power to make bye-laws	„ ss. 394(d), 461(f), Sch. M.

See also above, (b).

MUNICIPALITY—*contd.*

IX.—CITY OF BOMBAY—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(o) HACKNEY-CARRIAGES, JOB-HORSES, ETC.

Licensing of places for keeping animals for sale or hire . . . Bom. Act 3, 1888, s. 394(c).
See also above, (k).

(p) ENTRY AND INSPECTION.

Power to inspect place for discovery of vehicle or animal liable to }
 tax " s. 189.
 Power to inspect building or other premises to ascertain sanitary }
 condition and to direct cleansing of building " ss. 374, 375.
 Power to enter building or land to make inspection or survey or }
 execute work; time of entry; notice of entry; precautions }
 to be observed in entering dwelling " s. 488.
See also above, (b), (f), (g), (i), (j), (k), (m).

(q) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS

Taking of census :

Corporation may provide for Bom. Act 3, 1888, s. 63(l).
 Procedure for " ss. 454 to 460.
 Power to make bye-laws as to " s. 461(s).
 Penalties " s. 471.

Registration of births and deaths :

Corporation to provide for " s. 61(e).
 A municipal officer to be registrar in each district " s. 442.
 Registrar to reside in his district and to post his name; list }
 of registrars to be published " s. 443.
 Register-books to be supplied " s. 444, Schs.
 Registrar to inform himself of, and to register, all births and }
 deaths; appointment of other municipal officers to collect }
 information " ss. 445, 448.
 Information of births and deaths by whom and when to be }
 given " ss. 446, 447,
 449, 450, Sch. P.
 Preparation of register-books of deaths, and publication of }
 mortality returns " s. 451, Sch. O.
 Correction of errors in, and adding of names of children to, }
 registers " ss. 452, 453,
 Sch. Q.

Power to make bye-laws as to " s. 461(g).
 Penalties " s. 471.

Registration of marriages :

Corporation may provide for " s. 63(g).
 Power to make bye-laws as to " s. 461(r).

(r) MISCELLANEOUS.

Corporation to provide for—

abatement of nuisances " s. 61(d).
 public vaccination " s. 61(ff).
 establishment and maintenance of public hospitals, etc. " ss. 61(gg), 62.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*6. The Public Health, Safety and Convenience—*contd.*(r) MISCELLANEOUS—*contd.*Corporation to provide for—*contd.*

maintaining, etc., schools for primary education	{ Bom.Act3,1888,s.61(q)(am. Bom.Act3, 1907,s.9).
maintenance of an office and of all public monuments and other property vesting in Corporation	{ „ s.61(r).
Corporation to pay to Government monthly sums for the purposes of Prince of Wales's Museum of Western India	{ „ s.62D.
Corporation may provide for—	
public vaccination	
educational objects	
constructing, etc., libraries, museums and art galleries	{ „ s.63.
constructing or maintaining public parks and gardens and botanical and zoological collections	{ „
planting trees	{ „
surveys	{ „
addresses to persons of distinction	{ „ s.63(am. Bom.Act1, 1910).
music for the people	{ „
any measure likely to promote, public health, safety, conveni- ence or instruction	{ „
Corporation may with previous sanction of Government make contribution towards public ceremony or entertainment	{ „ s.63(l).
Primary schools and municipal-aided schools to be open to in- spection or by Government officers; recommendation of officers to be duly considered	{ „,s.62C(ins.Bom. Act3,1907,s.10).
Power to make bye-laws for—	
preventing cruelty in market or slaughter-house	{ „
„ use of false or defective weights, scales or measures in market	{ „ s.461(n),(o).
publication of price-current for market	{ „
Surveyors and plumbers :	
Licensing of ; regulations for guidance of	„ ss.355,356.
Licensed plumbers ; fees payable to ; bound to execute work properly	{ „ ss.357,358.
„ „ certain work to be executed by private person only through agency of	{ „ ss.259(2), 287(2).
Discontinuance of quarrying causing danger or nuisance	„ s.382.
Unlawful keeping of animals ; feeding of animals on filth ; de- struction of swine found straying ; penalty	{ „ ss.384,471, 472.
Bill-posting or otherwise defacing tree, fence, etc., without con- sent of owner ; penalty	{ „ ss.328,471.
Weights and measures :	
Provision and custody of standards	„ s.418(l).
Verification and stamping of, and fees therefor	{ „ ss.418(2), 419,420.
Power of Municipal Commissioner to take special measures on outbreak of infectious disease among cattle, sheep or goats	{ „ s.434.
Compensation when payable out of Municipal Fund	„ s.501.
„ „ „ for damage done to property of Corporation	{ „ s.502.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*contd.*6. The Public Health, Safety and Convenience—*concl'd.*(r) MISCELLANEOUS—*concl'd.*

Nuisances ; prosecutions for	Bom. Act 3, 1888, ss. 515, 517.
„ appeal to High Court from order of Presidency Magistrate under Bom. Act 3, 1888, s. 515 ; limitation	Act 12, 1888, ss. 4, 5.

7. Supplemental.

Bye-laws ; power to make	Bom. Act 3, 1888, s. 461.
„ penalty for breach of	„ s. 462.
„ confirmation of	„ s. 463.
„ publication and sale of	„ ss. 467 to 469, 471.
„ power of Local Government to repeal	„ s. 470.
„ Municipal Commissioner to lay before Corporation draft of bye-law which he considers it desirable to make	„ s. 464.
„ publication and sale of drafts	„ ss. 465, 466.
Rules as to appeals ; power of High Court to make	Act 12, 1888, s. 4.
Licenses and written permissions ; provisions as to ; penalties	Bom. Act 3, 1888, ss. 479, 487, 471.
Notices ; publication of	„ ss. 480, 481.
„ and other documents ; authentication and service of	„ ss. 482 to 487.
Power to execute work in default of owner or occupier ; recovery of cost ; deduction from rent of sum paid by occupier ; saving of contracts	„ ss. 489 to 493, 498.
Recovery of improvement expenses ; apportionment of same between owner and occupier ; redemption of charges for same	„ ss. 494 to 498.
Occupier may execute work in default of owner, and recover cost from him or deduct it from rent	„ s. 499.
Agent or trustee doing act required to be done by owner ; relief to	„ ss. 477, 500.
Reference to Chief Judge of Small Cause Court where occupier opposes owner in execution of Act ; penalties	„ ss. 507, 471, 472.
Recovery of expenses or compensation in case of dispute ; reference to Chief Judge of Small Cause Court	„ ss. 503 to 506.
Appeal to High Court from decision of Chief Judge under s. 503 or s. 504 of Bom. Act 3, 1888 ; limitation	Act 12, 1888, ss. 3, 5.
Powers and Procedure of Chief Judge, Small Cause Court ; costs ; fees ; power of Judge to delegate certain of his functions and to make rules	Bom. Act 3, 1888, ss. 508 to 512.
Penalties for offences against Act or regulation or requisition made thereunder	„ ss. 471 to 478.
Prosecutions to be instituted before Presidency Magistrate ; limitation	„ ss. 513, 514.
Legal proceedings and legal advice ; powers of Municipal Commissioner in respect to instituting, etc., proceedings, compounding for offences and obtaining advice	„ s. 517.
Computation of time	„ s. 523.

MUNICIPALITY—*contd.*IX.—CITY OF BOMBAY—*concl'd.*7. Supplemental—*cont'd.*

Measurement of distances	Bom. Act 3, 1888, s. 524.
Correction of errors in assessment, distress, notice, etc.	„ s. 525(1).
Vacancies and irregularities not to invalidate proceedings	„ ss. 39(2), 51, 52, 53, 525(2).
Bom. Act 3, 1888, validated, as regards jurisdiction conferred on, and proceedings of, Benches, Magistrate, and Court of Small Causes	Act 12, 1888, s. 1.

X.—BURMA.

A.—MUNICIPALITIES PROPER.

1. Preliminary.

Definitions	Bur. Act 3, 1898, ss. 2, 92(6).
-----------------------	---------------------------------

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Power to create, alter limits of, or abolish, municipality; procedure	„ ss. 3 to 5.
Effect of including local area in municipality	„ s. 6(1).
„ „ excluding local area from municipality	„ s. 6(2).
Power to except municipality from provisions unsuited thereto, and to make rules in respect of excepted matters	„ s. 205.
Consequences of including in municipality a local area which was a municipality under Act 17, 1884, or Regulation 5, 1887; old Committee to act until constitution of new Committee; property, rights and liabilities of old Committee to devolve on new Committee	„ s. 15.

(b) CONSTITUTION OF MUNICIPAL COMMITTEES.

Nomination or election of members	„ s. 7.
Term of office of members	„ s. 9.
Resignation and removal of members	„ ss. 10, 11.
Casual vacancies, filling of	„ s. 12.
Incorporation of Committee; Committee to come into existence at time appointed by Local Government	„ ss. 13, 14.
Member deemed to be "Municipal Commissioner"	„ s. 16.
President and Vice-President; appointment or election of; term of office of; to be member of Committee and to vacate office on ceasing to be member; vacancies	„ ss. 17 to 20.
Power to make rules as to Rangoon Committee; member of, to cease to hold office on becoming interested in contract with Committee	„ s. 40A.
Election of members of Committees	„ s. 8.
Appointment of members of Committees	„ s. 9(2).
Term of office of members of Committees	„ s. 8(1)(a).
Division of municipalities into wards	„ s. 21.
Election, appointment and removal of member, President or Vice-President to be notified	„ ss. 7(2), 12(4), 17(4).
Delegation of Chief Commissioner's powers as to appointments or resignations	

MUNICIPALITY—*contd.*

X.—BURMA—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

2. Constitution and Government—*contd.*

(c) CONDUCT OF BUSINESS.

Ordinary and special meetings	Bur. Act 3, 1898, s. 23.
Time and place for holding meeting	" s. 22.
Who to be Chairman of meeting	" s. 25.
Quorum	" s. 24.
Right of member to vote at meeting : power to exclude member } from voting on question in which he has pecuniary interest }	" s. 26.
Vote of majority ordinarily decisive ; Chairman has casting } vote }	" s. 27.
Proceedings : language of ; record, signature, publication and } inspection of }	" ss. 28, 29.
Making and confirmation of bye-laws as to	" s. 30.
Extraordinary powers of President and Vice-President in cases } of emergency }	" s. 31.
Power to make rules as to—	
channels of correspondence	" s. 193(a).
returns, statements and reports to be submitted by Committees	" s. 193(b),(c).
Joint Committees : appointment of, by Municipal Committee } and District Council, Local Board, Cantonment authority or } another Municipal Committee ; delegation of powers to, and } framing of regulations for }	" s. 32.

(d) OFFICERS AND SERVANTS.

Secretary ; appointment, remuneration and removal of	" s. 34.
Other officers and servants ; employment and salaries of	" s. 35.
Pensions, annuities, gratuities and leave-allowances of ; power } of Rangoon Municipality and notified municipalities to estab- } lish Provident Fund }	" ss. 37, 38, 38A, 38B.
Sweepers to receive or give previous notice before discharge or } resignation }	" s. 45.
Power to make rules as to appointment, promotion and punish- } ment of officers and servants }	" s. 193(e).

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Commissioner or Deputy Commissioner :	
power of, to prevent extravagance in establishments }	" s. 36.
general powers of control exerciseable by ; bound to re- } quire proceedings of Committee to be in accordance } with law }	" ss. 182, 186.
power of, to suspend action of Committee or Joint Com- } mittee }	" s. 183.
extraordinary power of Deputy Commissioner in case } of emergency }	" s. 184.
Local Government ; power of, to provide for performance of } duties in case of default of Committee }	" s. 185.

MUNICIPALITY—*contd.*X.—BURMA—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*(c) GENERAL POWERS OF OFFICIAL CONTROL—*contd.*

Local Government; general power to require proceedings of Committee to be in accordance with law	But. Act 3, 1898, s. 186.
" " submission of annual reports and statements, etc., to	" ss. 189, 190.
" " power of, to supersede Committee in case of incompetency, persistent default or abuse of powers; consequences to ensue on supersession	" s. 187.
" " power of, to frame forms and make rules	" s. 193.
General powers of Commissioner over Deputy Commissioner	" s. 192.
Power to settle differences between Committee and any local authority	" s. 188.
Sanction required for estimates of expenditure and for works	" ss. 190, 191.

3. Taxation.

Taxes which may be imposed	" ss. 46 to 50.
Limitation upon water-tax, lighting-tax, latrine or scavenging tax	" ss. 47 to 50.
Procedure in imposing taxes; taxes when payable	" ss. 51, 58.
Tolls; power to compound for; power to make bye-laws requiring exhibition of table of tolls	" ss. 47(1)(p), 142(m).
Taxes not invalid for defect of form	" s. 56.
Power to abolish or reduce tax, or suspend operation of tax, or exempt persons or property from tax	" ss. 52, 53.
Power of Local Government to suspend levy of tax	" s. 54.
Duty of furnishing true information regarding liability to taxation; penalty	" s. 60(2), (3).
Recovery of taxes, etc.; receipts to be given	" ss. 206, 59.
Power to make rules for assessment, collection and remission of taxes	" s. 55.
Taxes leviable under Act 17, 1884, or Reg. 5, 1887, to be deemed taxes under Act	" s. 57.
Taxes on buildings and lands:	
Assessment list:	
preparation, publication and revision of	" ss. 60 to 62.
settlement of; hearing of objections by Sub-Committee; appeal from decision of Sub-Committee; power to state case for opinion of Chief Court or Judicial Commissioner; finality of decision; costs; amendment, custody and inspection of	" ss. 63, 64(13), (14).
special provisions as to hearing of objections and appeals in case of Rangoon Municipality	" s. 64(1) to (9).
further amendment of, addition of new buildings to and preparation of new list	" ss. 65 to 67.
Levy of tax not stayed by pendency of appeal; refund or recovery of excess according to decision in appeal	" ss. 63(10), (11), (12), 64(10), (11), (12).

MUNICIPALITY—*contd.*

X.—BURMA—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

3. Taxation—*contd.*

Taxes on buildings and lands—*contd.*

Owner and occupier jointly and severally liable for; liability of owners and occupiers as between themselves	Bur. Act 3, 1898, ss. 68, 69.
Remission and refund in respect of unoccupied buildings	" s. 70.

4. Municipal Fund and Property.

Municipal Fund; constitution of	" s. 71.
" " application of	" s. 72.
Special Funds; power to constitute school fund, and hospital fund; delegation of management to Sub-Committees	" ss. 73, 74, 77.
Municipal Funds; custody and investment of	" ss. 75, 76.
" " disposal of, when area excluded from municipality	" s. 6(2).
Accounts, estimates; sanction of estimate	" ss. 189, 190.
Municipal property; what property vested in Committee	" s. 78.
" " power of Committee to hold property	" s. 13.
" " acquisition of land for Committee	" s. 41.
" " public institutions maintained out of Municipal fund, management and property of, vested in Committee in trust	" s. 79.
" " power to make bye-laws for protection of transfer to and resumption by Government of; compensation; settlement of disputes	" s. 142(p).
" " disposal of, when area excluded from municipality or withdrawn from operation of Act	" ss. 80 to 82.
" " disposal of, when Committee superseded	" s. 6(2), (3), (4).
Contract: authority to make contracts	" s. 187(2).
" not to be entered into in respect of works unless sanctioned, when cost exceeds certain limit	" s. 13.
" mode of making	" s. 191.
" penalty on member, officer or servant of Committee being interested in contract made with Committee (except in Rangoon Municipality)	" s. 39.
" penalty on member of Rangoon Municipal Committee	" s. 40.
Suit against Committee or officer or servant:	" s. 40A.
notice of; limitation; tender of amends	/
Liability of member of Committee for loss, waste or misapplication of money or property	" s. 42.
Power to make rules as to accounts, estimates, and sanction to expenditure	" s. 43.
	" s. 193(b), (d).
5. Police.	
Police to report offences and assist members, officers and servants of Committee	" s. 194(1).
Arrest by police; detention of person arrested	" s. 194(2), (3).

MUNICIPALITY—*contd.*X.—BURMA—*contd.*A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience.

- | | |
|---|---|
| <ul style="list-style-type: none"> (a) STREETS AND PUBLIC PLACES. (b) BUILDINGS. (c) DANGEROUS BUILDINGS, ETC. (d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC. (e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER. (f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH. (g) SCAVENGING. (h) SLAUGHTER-PLACES. (i) BATHING AND WASHING PLACES. (j) WATER-SUPPLY. | <ul style="list-style-type: none"> (k) FOOD, DRINK AND DRUGS. (l) RESTRAINT OF INFECTION. (m) DISPOSAL OF THE DEAD. (n) OFFENSIVE AND DANGEROUS TRADES. (o) PREVENTION AND EXTINCTION OF FIRE. (p) DANGEROUS ANIMALS. (q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC. (r) ENTRY AND INSPECTION. (s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS. (t) MISCELLANEOUS. |
|---|---|

(a) STREETS AND PUBLIC PLACES.

- | | |
|--|---|
| <ul style="list-style-type: none"> • • Municipal Fund applicable to construction, maintenance, improvement, cleansing and repair of streets and public bridges and embankments, and watering and lighting of streets . . . Acquisition of land for building-sites on sides of streets . . . Power to close, divert or discontinue streets . . . Power to prohibit driving, riding, etc., of animals or vehicles of particular kind in street; penalty . . . Power to permit temporary occupation of street or land, and charge fees therefor . . . Naming of streets; penalty for destroying or defacing name . . . Power to make bye-laws for regulating, levying fees for or prohibiting setting up of stalls or selling of goods on streets . . . regulating or prohibiting use of barbed wire or other matter likely to injure persons or animals on land or premises abutting on street or public place . . . Penalty for unlawfully placing earth, materials or offensive matter on street or public place . . . „ unlawfully discharging sewage on street or public place . . . „ driving vehicle without proper lights . . . „ allowing animals to stray on street . . . „ taking animal or vehicle along a street in disregard of orders of Committee . . . „ unlawfully hanging cloth or other article over street . . . „ unlawfully altering, obstructing or encroaching on street or public place or making hole or excavation in street . . . „ defacing or disturbing direction-post or lamp-post, or extinguishing light . . . „ loitering or soliciting for purposes of prostitution . . . | <ul style="list-style-type: none"> Bur. Act 3, 1898, s. 72(2)(a), (b). „ s. 83. „ s. 84. „ ss. 85, 165. „ s. 86. „ ss. 88, 178. „ s. 142(g). „ s. 142(s). „ s. 148. „ s. 150. „ s. 162. „ s. 164. „ s. 165. „ s. 166. „ s. 168. „ s. 177. „ s. 181B. |
|--|---|
- See also below, (r), (t).

MUNICIPALITY—*contd.*

X.—BURMA—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(b) BUILDINGS.

Power to attach brackets for lamps	Bur. Act 3, 1898, s. 87.
Numbering of buildings; penalty for destroying or defacing } number }	„ ss. 88, 178.
Power to prevent use of inflammable materials— in roof or external wall	„ ss. 89, 90.
to regulate line of buildings; compensation	„ s. 91.
Regulation of new building; compensation	„ s. 92.
Power to make bye-laws for regulation of building	„ s. 93.
Removal of projections and overhanging structures; compensa- } tion }	„ s. 94(1), (2).
Power to permit erection of projecting verandahs, balconies or } rooms }	„ s. 94(3).
Putting up and maintaining troughs and pipes for rain-water	„ s. 114.
Power to make bye-laws for licensing, registration, regulation, in- } spection, etc., of lodging-houses }	„ s. 142(d).
<i>See also below, (c), (d), (g), (r).</i>	

(c) DANGEROUS BUILDINGS, ETC.

Repair, protection or enclosing of dangerous building, well, tank } or excavation }	„ s. 124.
Removal or repair of dangerous or ruinous building, wall or } structure }	„ s. 125.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Clearing away noxious vegetation or undergrowth	„ s. 126.
Cutting or trimming of hedges bordering on street or branches } overhanging street or source of public water-supply }	„ s. 127.
Fencing of land	„ s. 128.
Cleansing of filthy building or land	„ s. 129.
Power to prohibit use for human habitation of building unfit for } such use }	„ s. 130.
Securing or enclosing of untenanted building or land becoming a } nuisance }	„ s. 131.
Prohibition or regulation of cultivation, use of manure or irriga- } tion injurious to health; compensation; penalty }	„ - ss. 132, 159.

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Places for deposit, and directions for removal, of rubbish, offen- sive matter and carcasses of animals	„ ss. 97, 98.
Disposal of carcasses of animals; penalty	„ ss. 97, 149.

MUNICIPALITY—*contd.*X.—BURMA—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipal Fund applicable to construction, etc., of public drains, latrines and cesspools	Bur. Act 3, 1898, s. 72(2).
Provision of privy, cesspool, etc.	„ s. 115(1).
Provision and maintenance of latrines and urinals for workmen	„ s. 115(2).
Shutting out of privy from view, etc.	„ s. 115(3).
Repair, removal, closing, etc., of privy, drain, cesspool, etc.; penalty	„ ss. 116(1), 153.
Removal or alteration of privy, drain, cesspool, etc., or sewerage connection unlawfully made or altered; penalty	„ 116(2), 153.
Making and maintaining of efficient sewerage connection in certain cases: execution of work; provisions on default	„ ss. 117, 144, 145.
Power to authorize sewerage connection to be carried through or under land, etc., belonging to another or to be effected by means of existing sewerage connection belonging to another; compensation	„ ss. 118 to 120.
Unauthorised building over sewer or drain vested in Committee	„ „ s. 122.
Paving of courtyard, alley or passage between buildings for efficient drainage of building or land	„ s. 114A.
Penalty for unlawfully placing earth, materials or offensive matter in public sewer or drain or into drain communicating therewith	„ s. 148.
„ „ unlawfully discharging sewage into drain	„ s. 150.
„ „ failing to remove offensive matter, or not keeping same in proper receptacle, or keeping receptacle in filthy state	„ s. 151.
„ „ making or altering drain without proper authority	„ s. 152.
„ „ unlawfully altering, obstructing or encroaching on drain	„ s. 168.

See also below, (r).

(g) SCAVENGING.

Power of Committee to provide for scavenging by its own agents; entry for performance and supervision of scavenging	„ ss. 112, 121.
---	-----------------

(h) SLAUGHTER-PLACES.

Places for slaughter of animals for sale; penalty for slaughter elsewhere	„ ss. 100, 154.
Regulation of slaughter of animals for purposes other than sale; penalty	„ ss. 101, 155.
Power to make bye-laws for licensing, inspection and regulation of slaughter-houses	„ s. 99.
Power to enter and inspect place used or about to be used unlawfully as slaughter-place; penalty for refusing to suffer inspection	„ ss. 111B, 158.

See also below, (k).

MUNICIPALITY—*contd.*

X.—BURMA—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(i) BATHING AND WASHING PLACES.

Establishment and regulation of	Bur. Act 3, 1898, s. 96.
Power to make bye-laws for inspection and regulation of dhobis' gháts and public washing and bathing places	„ s. 142(g).

(j) WATER-SUPPLY.

Municipal Fund applicable to supply, storage and preservation of water	„ s. 72(2).
Unauthorised building over water-course or water-pipe vested in Committee	„ s. 122.
Water connection; power to authorise making of, through or under land, etc., belonging to another or by means of existing water connection belonging to another; compensation	„ ss. 118 to 120.
Cleansing, repair, covering, filling-up or draining-off of private tank, well, reservoir, pool or excavation injurious to health or offensive; provision of land or payment of compensation	„ s. 123.
Power to make bye-laws— for supervision and regulation of public wells and other sources of public water-supply	„ s. 142(l).

Rangoon:

Definitions	Act 19, 1884, s. 2.
Royal Lake at Rangoon and certain tanks, etc., vested in Municipal Committee	„ s. 3.
Construction and maintenance of water-works	„ ss. 4 to 7.
Supply of water for domestic purposes	„ ss. 8 to 14.
„ „ for other than domestic purposes	„ s. 18.
„ „ in standpipes, for gratuitous use	„ s. 15.
„ „ for extinguishing fires and for cleansing drains and streets	„ ss. 16, 17.
„ „ pressure of water	„ s. 19.
Reciprocal rights of owners and occupiers as to supply of water to houses	„ ss. 20 to 28.
Power of Local Government and Municipal Committee to make rules as to water-supply	„ ss. 29 to 32.
Recovery of arrears of water-rent	„ s. 33.
Power to cut off water for non-payment of water-dues	„ s. 34.
Offences and penalties	„ ss. 35 to 37.
Prosecutions by whom to be instituted	„ s. 38.
Power to extend provisions of Rangoon Water-works Act, 1884, to any municipality	Bur. Act 3, 1898, s. 200.

MUNICIPALITY—*contd.*X.—BURMA—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(b) FOOD, DRINK AND DRUGS.

Municipal Fund applicable to construction, etc., of markets	Bur. Act 3, 1898, s. 72(2).
Power to—	
inspect market, bakery, dairy or other place used for sale or storage of articles for human consumption, or as a slaughter-house, or for the sale of drugs or for keeping milch animals for profit	" ss. 110, 111, 111A, 111B (ins. Bur. Act 3, 1906).
seize and remove or destroy articles unfit for human consumption	
remove noxious or adulterated drug, bring such articles before Magistrate, inspect weights, measures, etc., and remove them to be tested	
Penalties in cases referred to in ss. 110, 111, 111A	" s. 158.
Power to make bye-laws—	
regulating sale and transport of specified articles for human consumption, or drugs; fees and conditions for grant of license	" s. 102(1).
regulating disposal of food, drink or drugs seized under s. 110 or s. 111	" s. 142(i).
prohibiting sale of flesh of animals slaughtered contrary to s. 99 or s. 100	" s. 102.
regulating sanitary condition of bakeries, dairies and places where milch animals are kept for profit	
for prohibiting or licensing establishment of new private markets.	" s. 142(f).
for inspection and regulation of markets	" s. 142(g).
Penalties for breach of bye-laws	" ss. 157, 180.
Penalty for feeding dairy or slaughter animals on deleterious substance	" s. 156.

(2) RESTRAINT OF INFECTION.

Obligation of medical practitioner, attendant, etc., to report case of cholera, small-pox or other notified disease; power to remove patient to hospital in certain cases; penalty	" ss. 135 to 137, 172, 173.
Power to make bye-laws for precautions to be taken on infectious disease breaking out in lodging houses	" s. 142(d)(iv).
Penalty for infected persons exposing or being exposed in street, public place, etc., or in public conveyance	" s. 170(1), (2).
Penalty for exposing, selling, etc., without previous disinfection, bedding, clothing, etc., of infected person	" s. 170(3).
Public conveyance in which infected person has been conveyed to be disinfected	" s. 171.

(m) DISPOSAL OF THE DEAD.

Power of Committee to close existing burial or burning place; provision of other place for the purpose	" s. 103(1), (2).
--	-------------------

MUNICIPALITY—*contd.*

X.—BURMA—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(m) DISPOSAL OF THE DEAD—*contd.*

Permission of Committee required to forming of new burial or burning place	Bur. Act 3, 1898, s. 103(3).
Routes for removal of corpses	„ s. 104.
Power to make bye-laws as to burial and burning grounds	„ s. 142(k).
Penalty for burying or burning corpse in unauthorized place ; } suspension of prosecution pending appeal	„ ss. 176, 196.
„ carrying corpse along prohibited route or so as to } cause annoyance to public	„ s. 175.

(n) OFFENSIVE AND DANGEROUS TRADES.

Regulation or prohibition of ; penalties ; suspension of prosecution under s. 161 pending appeal	„ ss. 133, 134, 160, 161, 196.
--	--------------------------------

(o) PREVENTION AND EXTINCTION OF FIRE:

Power to prevent—	
use of inflammable materials in roof or external wall	„ ss. 89, 90.
stacking or collecting grass, straw, cotton, wood or other inflammable materials, or placing of mats or thatched huts, or lighting of fires, in any place	„ s. 105.
Power to regulate or prohibit trading in hay, straw, cotton, thatching grass, wood, coal, petroleum or any other explosive or inflammable material	„ ss. 133, 134.
Power to make bye-laws requiring occupiers of houses to keep appliances for extinguishing small fires	„ s. 142(n).
Establishment and maintenance of fire-brigade	„ s. 138.
Powers of members of fire-brigade and other persons for suppression of fire ; such powers subject to restrictions, etc., imposed by rule	„ ss. 139, 140.
Volunteer fire-brigades ; power to make bye-laws for conduct and guidance of	„ s. 138(2).
Sections 138 to 140 not to take effect till specially extended by Local Government	„ s. 141.
<i>See also below, (r).</i>	

(p) DANGEROUS ANIMALS.

Penalty for suffering unmuzzled dogs to be at large in street or public place	„ s. 167.
Power to make bye-laws regulating or prohibiting the keeping of animals of any specified description	„ s. 142(r).

(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.

Power to make bye-laws for—	
licensing of vehicles, boats or animals	„ s. 142(a).
limiting the rates for hire of carriages, carts, boats or other conveyances, or of animals hired to carry loads, or for services of porters	„ s. 142(b).
Saving for vehicles to which the Hackney-carriage Act, 1879 ; } applies	„ s. 142, proviso.

MUNICIPALITY—*contd.*X.—BURMA—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(g) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.—*contd.*

Owner or driver of public conveyance not bound to convey infected person except on payment of costs of disinfection . . . }	Bur.Act3,1898,s.171.
Penalty for infected person entering public conveyance, etc.	„ s.170(1),(2).
Public conveyance in which infected person has been conveyed to be disinfected ; penalty for failure }	„ s.171.

(r) ENTRY AND INSPECTION.

Power to enter building or land and inspect drains, privies or cesspools ; opening of ground to prevent or remove nuisance ; payment of expenses ; notice of entry . . . }	„ s.106.
„ „ enter building and direct cleansing for sanitary reasons ; notice of entry }	
„ „ enter building or land for making survey or valuation, for examining works under construction, for ascertaining course of sewers or drains, or for executing or repairing work ; notice of entry }	„ ss.107,108.
„ „ enter for discovery of vehicles or animals liable to taxation }	„ s.109.
Inspection of encamping-grounds, pounds, <i>zayats</i> , wharves, markets, dhobi-ghâts, public washing and bathing places, slaughter-houses }	„ ss.110,111, 111A,111B, 142(g).
Precautions to be observed in entering dwelling	„ s.113.
<i>See also above, (h), (k).</i>	

(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.

Municipal Fund applicable to	Bom.Act3,1898,s.72(2).
Power to make bye-laws for registration of births, marriages and deaths }	„ s.142(c).

(e) MISCELLANEOUS.

Municipal Fund applicable to—

payment of cost of services rendered by Provincial Departments for education, sanitation, vaccination, medical relief and public works }	„ [s.72(1)(c).
construction, etc., of schools, hospitals, veterinary and other dispensaries, educational and other institutions, rest-houses, sarais, poor-houses, encamping-grounds, recreation-grounds, gardens, parks, pounds and other works of public utility	
grants-in-aid to schools, hospitals, veterinary and other dispensaries, poor-houses, leper-asylums, etc.	
training of teachers and establishment of scholarships	
relief and relief-works in time of famine or scarcity }	„ s.72(2).
planting and preservation of trees	
public vaccination	
sanitary measures	
holding of fairs and industrial exhibitions	
things likely to promote safety, health, welfare or convenience of inhabitants }	

MUNICIPALITY—*contd.*

X.—BURMA—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*concl.*

(t) MISCELLANEOUS—*contd.*

Bye-laws; confirmation of	Bur. Act 3, 1898, s. 143.
Notice requiring alteration to be done to fix reasonable time } for doing act }	„ s. 144(I).
„ if not complied with, Committee may perform work	„ s. 144(2).
Recovery of costs of work executed by Committee in default of } owner or occupier; deduction from rent of sum paid by occu- } pier; saving of contracts }	„ s. 145.
Compensation when payable out of Municipal Fund; application } of procedure of Act 1, 1894, in settling dispute }	„ s. 146.
Appeal from certain orders of Committee; limitation; finality of } order in appeal; order not to be otherwise questioned }	„ s. 147.
Lodging-houses, encamping-grounds, pounds, halting-places, } pounds, <i>zayats</i> , wharves; power to make bye-laws for inspec- } tion and regulation of }	„ s. 142(d),(g).
Public river, creek, etc.; power to make bye-laws regulating and } imposing fees for use of }	„ s. 142(h).
Pawn-brokers; power to make bye-laws for licensing of	„ s. 142(e).
Exhibitions, fairs, etc.; power to make bye-laws for holding	„ s. 142(i).
Weights and measures; power to make bye-laws for prescribing } standards of and preventing use of false weights, etc., in } markets, shops, etc. }	„ s. 142(o).
Animals; power to make bye-laws for regulating or prohibiting } the keeping of }	„ s. 142(r).
Vehicles or animals; penalty for stationing of carts or picketing } of animals on public ground contrary to orders of Committee . }	„ s. 174.
Penalty for discharging fire-arms or letting-off fire-works or fire- } balloons or engaging in dangerous game }	„ s. 163.
„ suffering unmuzzled dogs to be at large	„ s. 167.
„ dangerous quarrying, blasting, cutting of timber or } building }	„ s. 169.
„ soliciting for purposes of prostitution	„ s. 181B.
„ unlawful posting of advertisements, etc., on property	„ s. 179.
„ not complying with bye-law, lawful directions or } notice or conditions, issued or imposed by the } Committee; suspension of prosecution pending } appeal }	„ ss. 180, 196.
Brothels; power to suppress; penalty	„ ss. 181(except Rangoon Town: Bur. Act 2, 1902, s. 2), 181A.

7. Supplemental.

Rules; powers for making	„ ss. 8(I), 9(2). 46(I), 55(I), 72 (2), 101, 140, 189, 193, 197(5), 203 (2).
------------------------------------	--

MUNICIPALITY—*concl.*X.—BURMA—*concl.*A.—MUNICIPALITIES PROPER—*concl.*7. Supplemental—*concl.*

Bye-laws ; powers for making	{	Bur. Act 3, 1898, ss. 30(1), 38A, 86, 89, 90 (1), 92(1), (5), 93(1), 99, 102, 138(1), 117(1), 142.
„ penalties for breach of, if not otherwise provided		„ s. 180.
„ confirmation and publication of	{	„ ss. 30(2), 143, 201.
Rules and bye-laws ; preliminary publication of		„ s. 201.
„ „ continuance of existing	„	„ s. 202.
Notice ; authentication of	„	„ s. 203(1).
„ service of	„	„ s. 203.
„ when required to be served on owner or occupier who is unknown	{	„ s. 204.
Arrest ; powers of		„ s. 194(2).
Prosecutions by whom to be initiated	„	„ s. 195.
„ suspension of pending appeal in certain cases	„	„ s. 196.
Compounding for offences	{	„ ss. 180(2), 197.
Examination of complainant dispensed with in certain cases		„ s. 195A.
Magistrate not disqualified for trying by reason of being member of Committee	{	„ s. 198.
Saving of prosecutions under other laws		„ s. 199.
Saving of Local Authorities Loan Act, 1879	„	„ s. 207.
Vacancies and irregularities not to invalidate proceedings	„	„ s. 33.
Member, officer or servant of Committee and farmer or agent for recovery of tax, etc., to be deemed public servant	{	„ s. 44.
Power to decide who is "inhabitant" of any local area within the meaning of Act		„ s. 208.

B.—SMALL TOWNS GOVERNED ON MUNICIPAL LINES.

Power to notify areas, impose taxation and regulate expenditure therein, appoint a Committee and extend Municipal Regula- tion with modifications ; notified areas to be deemed muni- cipalities for certain purposes	{	„ ss. 210 to 213.

XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL.

A.—MUNICIPALITIES PROPER.

1. Preliminary.

Definitions	Act 16, 1903, ss. 2, 66, expln., 74.
-------------	---

MUNICIPALITY—*contd.*XL.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*A.—MUNICIPALITIES PROPER—*contd.*

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Power to create, alter limits of, or abolish, municipality ; procedure	Act 16, 1903, ss. 3 to 5.
Effect of including local area in municipality	" s. 6.
„ excluding local area from municipality	" s. 7.
Power to except municipality from provisions unsuited thereto and to make rules in respect of excepted matters	" s. 168.

(b) CONSTITUTION OF MUNICIPAL COMMITTEES.

Nomination or election of members	" s. 8.
Term of office of members	" s. 9.
Resignation of members	" s. 9(4).
Incorporation of Committee	" s. 10.
Member deemed to be " Municipal Commissioner "	" s. 11.
President and Vice-President : appointment or election of ; term of office of ; to be member of Committee	" s. 12.
Power to make rules as to—	
election of members of Committees	" s. 150(b), (c), (d).
appointment of members of Committees	" s. 150(b).
term of office of members of Committees	" s. 150(b).
appointment or election and term of office of Presidents or Vice-Presidents	" s. 150(b).
division of municipalities into wards	" s. 150(c).
Removal of member, President or Vice-President	" s. 13.
Delegation of Local Government's powers as to appointments or resignations	" s. 14.

(c) CONDUCT OF BUSINESS.

Ordinary and special meetings	" s. 15.
Time and place for holding meeting	" s. 16.
Who to be Chairman of meeting	" s. 17.
Quorum	" ss. 18, 21(c).
Vote of majority ordinarily decisive ; Chairman has casting vote	" s. 19.
Proceedings : record, signature, publication and inspection of ; copy of every resolution to be sent to Deputy Commissioner	" s. 20.
Making and confirmation of bye-laws as to	" s. 21.
Extraordinary powers of President and Vice-President in cases of emergency	" s. 22.
Power to make rules as to—	
channels of correspondence	" s. 150(f).
language of proceedings and correspondence	" s. 150(j).
returns, statements and reports to be submitted by Committees }	" s. 150(j).

MUNICIPALITY—*contd.*XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*(c) CONDUCT OF BUSINESS—*contd.*

Joint Committees ; appointment of, by Municipal Committee and District Council, Local Board, Cantonment Authority or another Municipal Committee ; delegation of powers to, and framing of regulations for	Act 16, 1903, s. 23.
Sub-Committees ; power to make bye-laws as to	„ s. 21(d).
„ delegation of powers of Committee to	„ s. 108.

(d) OFFICERS AND SERVANTS.

Secretary ; appointment, remuneration and removal of	„ s. 25.
Other officers and servants ; employment and salaries of	„ s. 26.
Power to make bye-laws as to duties and salaries of	„ s. 21(e).
Power of Commissioner to require reduction of establishment or its cost, or dismissal of unfit persons ; appeal	„ s. 27.
Pensions, annuities, gratuities and leave-allowances of	„ ss. 28, 29.
Power to make bye-laws for controlling, and regulating the duties of, persons employed by the Committee for the removal of sewage and filth	„ s. 105(l).
Power to make rules as to appointment, promotion and punishment of officers and servants	„ s. 150(e).

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Deputy Commissioner ; copy of resolutions of Committee to be sent to	„ s. 20(2).
„ „ extraordinary power of, in case of emergency	„ s. 147.
„ „ or Commissioner ; general powers of control exercisable by	„ s. 145.
„ „ power of, to suspend action of Committee or Joint Committee	„ s. 146.
Commissioner ; power of, to prevent extravagance in establishments	„ s. 27.
Commissioner or Local Government ; power of, to settle differences between Committees or between Committee and District Council, Local Board or Cantonment Authority	„ s. 23(2).
Local Government ; power of—	
to provide for performance of duties in case of default of Committee	„ s. 148.
to supersede Committee in case of incompetency, persistent default or abuse of powers ; consequences to ensue on supersession	„ s. 149.
to frame forms and make rules	„ s. 150.
General powers of Local Government over Commissioners and Deputy Commissioners, and of Commissioners over Deputy Commissioners	„ s. 151.

MUNICIPALITY—*contd.*

XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

3. Taxation.

Taxes which may be imposed	Act 16, 1903, s. 35.
Determination of gross annual letting value in certain cases	" s. 36.
Assessment of Government buildings in certain cases	" s. 37.
Limitation upon latrine or conservancy tax and water-rate	" s. 38.
Procedure in imposing taxes	" s. 39.
Power to make bye-laws for fixing octroi limits	" s. 105(m).
Taxes not invalid for defect of form	" s. 40.
Power to abolish or reduce tax, or suspend operation of tax, or exempt persons or property from tax	" ss. 41, 42.
Duty of furnishing true information regarding liability to taxation; penalty	" s. 43.
Recovery of taxes	" ss. 44, 150 (t).
Power to charge fees for licenses or permissions granted	" s. 45.
Appeal against taxation; limitation	" ss. 46, 47.
Taxation not to be questioned except under this Act	" s. 48.
Power to make rules for collection of taxes	" s. 150(a).

4. Municipal Fund and Property.

Municipal Fund; constitution of	" s. 49.
" " application of	" ss. 50, 147(2), 148.
" " custody and investment of	" s. 51.
" " disposal of, when area excluded from municipality	" s. 7.
Municipal property; what property vested in Committee	" s. 52.
" " power of Committee to hold property	" s. 10.
" " acquisition of land for Committee	" s. 53.
" " power to make bye-laws for protection of	" s. 105(a).
" " disposal of, when area excluded from municipality	" s. 7.
" " disposal of, when Committee superseded	" s. 149(2).
Contracts: authority to make contracts	" s. 30.
" mode of making	" s. 31.
" penalty on member, officer or servant of Committee being interested in contract made with Committee	" s. 32.
Suit against Committee or officer or servant: notice of; limitation; tender of amends	" s. 33.
Liability of member of Committee for loss, waste or misapplication of money or property	" s. 34.
Power to make rules as to accounts, estimates, and sanction to expenditure	" s. 150(p), (h).

5. Police.

Committee to maintain police-establishment	" s. 54(J).
--	-------------

MUNICIPALITY—*contd.*XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*A.—MUNICIPALITIES PROPER—*contd.*5. Police—*contd.*

Pay, leave-allowances, gratuities and pensions of police-establishment	Act16,1903,s.54(2).
Local Government may relieve Committee from police-charges, and must then maintain police-establishment	„ s.55.
Police to consist of body of watchmen or of part of general police-force	„ ss.54(2), 55(2).
Government, appointment, promotion, punishment, duties, powers and responsibilities of watchmen	„ s.56(1).
Arrest without warrant of person obstructing watchman	„ s.56(2).
Duties of police consisting of part of general police-force	„ s.57.
Police to report offences and to assist members, officers and servants of Committee	„ s.158(1).
Arrest by police ; detention of person arrested	„ s.158(2), (3).
Provision by Local Government of police-protection at fairs, etc. } Powers of police for suppression of fire	„ ss.58. 142.

6. The Public Health, Safety and Convenience.

(a) STREETS AND PUBLIC PLACES.	(k) FOOD, DRINK AND DRUGS.
(b) BUILDINGS.	(l) RESTRAINT OF INFECTION.
(c) DANGEROUS BUILDINGS, ETC.	(m) DISPOSAL OF THE DEAD.
(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(n) OFFENSIVE AND DANGEROUS TRADES.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(o) PREVENTION AND EXTINCTION OF FIRE.
(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.	(p) DANGEROUS ANIMALS.
(g) SCAVENGING.	(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.
(h) SLAUGHTER-PLACES.	(r) ENTRY AND INSPECTION.
(i) BATHING AND WASHING PLACES.	(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.
(j) WATER-SUPPLY.	(t) MISCELLANEOUS.

(a) STREETS AND PUBLIC PLACES.

Municipal Fund applicable to construction, maintenance, improvement, cleansing and repair of streets and public bridges and embankments, and watering and lighting of streets	Act16,1903,s.50(2)(a),(b).
Acquisition of land for building-sites on sides of streets	„ s.59.
Power to close, divert or discontinue streets	„ s.60.
Power to permit temporary occupation of street or land, and charge fees therefor	„ s.61.
Naming of streets ; penalty for destroying or defacing name	„ ss.63,126.
Sections 59 to 63 not to apply to Government land	„ s.68.
Power to make bye-laws for regulating traffic in streets	„ s.105(r).
Penalty for unlawfully placing earth, materials or offensive matter on street or public place	„ s.109.

MUNICIPALITY—*contd.*

XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(a) STREETS AND PUBLIC PLACES—*contd.*

Penalty for unlawfully discharging sewage on street or public place	Act 16, 1903, s. 110.
„ neglect of the rule of the road	„ s. 115.
„ driving vehicle without proper means of control, or without lights	„ s. 116.
„ not removing elephant or camel to a safe distance	„ s. 118.
„ taking animal or vehicle along a street in disregard of orders of Committee	„ s. 119.
„ unlawfully altering, obstructing or encroaching on street or public place	„ s. 122.
„ defacing or disturbing direction-post or lamp-post, or extinguishing light	„ s. 125.

See also below, (p), (t).

(b) BUILDINGS.

Power to attach brackets for lamps	„ s. 62.
Numbering of buildings; penalty for destroying or defacing number	„ ss. 63, 126.
Power to prevent use of inflammable materials in roof or external wall	„ s. 64.
„ to regulate line of buildings; compensation	„ s. 65.
Regulation of new building; compensation	„ s. 66.
Power to make bye-laws for regulation of building	„ s. 105(n).
Removal of projections and overhanging structures; compensation	„ s. 67(1), (2).
Power to permit erection of projecting verandahs, balconies or rooms	„ s. 67(3).
Sections 62 to 67 not to apply to Government buildings	„ s. 68.
Putting up and maintaining troughs and pipes for rain-water	„ s. 85.
Power to make bye-laws for regulation of buildings let in lodgings or occupied by coolies or by more than one family	„ s. 105(i).

See also below, (c), (d), (g), (r).

(c) DANGEROUS BUILDINGS, ETC.

Repair, protection or enclosing of dangerous building, well, tank or excavation	„ s. 91.
Removal or repair of dangerous or ruinous building, wall or structure	„ s. 92.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Clearing away noxious vegetation or undergrowth	„ s. 93.
Cutting or trimming of hedges bordering on street or branches overhanging street or source of public water-supply	„ s. 94.
Cleansing of filthy building or land	„ s. 95.

MUNICIPALITY—*contd.*XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.—*contd.*

Power to prohibit use for human habitation of building unfit for such use	Act 16, 1903, s. 96.
Securing or enclosing of untenanted building or land becoming a nuisance	„ s. 97.
Prohibition or regulation of cultivation, use of manure or irrigation injurious to health; compensation; penalty	„ ss. 98, 135.

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Places for deposit, and directions for removal, of rubbish, offensive matter and carcasses of animals	„ ss. 70, 74.
Disposal of carcasses of animals; penalty	„ ss. 73, 74, 129.
Power to make bye-laws— for inspecting and regulating places for disposal of carcasses of animals	„ s. 105(b).
for controlling, and regulating the duties of, persons employed for removal of sewage and filth	„ s. 105(l).

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipal Fund applicable to construction, etc., of public drains, latrines and cesspools	„ ss. 50(2)(a).
Provision of privy or cesspool	„ s. 86(1).
Provision and maintenance of latrines and urinals for workmen	„ s. 86(2).
Shutting out of privy from view, etc.	„ s. 86(3).
Repair of privy, drain or cesspool; closing of cesspool; connection of drain	„ s. 87(1).
Removal or alteration of privy, drain or cesspool	„ s. 87(2).
Unauthorised building over sewer or drain vested in Committee	„ s. 88.
Removal or closing of drain, latrine, urinal, cesspool or other receptacle near source of water-supply	„ s. 89.
Penalty for unlawfully placing earth, materials or offensive matter in public sewer or drain or into drain communicating therewith	„ s. 109.
„ unlawfully discharging sewage into drain	„ s. 110.
„ failing to remove offensive matter, or not keeping same in proper receptacle, or keeping receptacle in filthy state	„ s. 111.
„ making or altering drain without proper authority	„ s. 112.
„ unlawfully altering, obstructing or encroaching on drain	„ s. 122.

See also below, (r).

(g) SCAVENGING.

Power of Committee to provide for scavenging by its own agents; entry for performance and supervision of scavenging	„ s. 82.
Power to make bye-laws as to	„ s. 105(l).

MUNICIPALITY—*contd.*

XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(h) SLAUGHTER-PLACES.

Places for slaughter of animals for sale ; penalty for slaughter elsewhere	Act 16, 1903, ss. 71, 74, 127.
Regulation of slaughter of animals for purposes other than sale ; penalty	" " ss. 72, 74, 128.
Power to make bye-laws for inspection and regulation of slaughter-houses	" " s. 105(b).

See also below, (k).

(i) BATHING AND WASHING PLACES.

Establishment and regulation of	" " s. 69.
Power to make bye-laws for inspection and regulation of dhobis' ghâts	" " s. 105(b).

(j) WATER-SUPPLY.

Municipal Fund applicable to supply, storage and preservation of water	" " s. 50(2)(g).
Unauthorised building over water-course or water-pipe vested in Committee	" " s. 88.
Removal or closing of drain, latrine, urinal, cesspool or other receptacle near source of water-supply	" " s. 89.
Cleansing, repair, covering, filling-up or draining-off of private tank, well, reservoir, pool or excavation injurious to health or offensive ; provision of land or payment of compensation	" " s. 90.
Power to make bye-laws— for supervision and regulation of public cisterns, water-stands, wells, tanks, springs and other sources of public water-supply for regulating and controlling supply of water to private premises	" " s. 105(k).
Penalty for making or keeping drain, latrine, etc., near source of public water-supply	" " s. 113.
" unlawfully altering, obstructing or encroaching on public water-course	" " s. 122.
Power to make rules regulating conservancy of reservoir and catchment area outside municipality	" " s. 165.

(k) FOOD, DRINK AND DRUGS.

Municipal Fund applicable to construction, etc., of markets	" " s. 50(2)(c).
Power to— inspect market or other place used for sale or storage of articles for human consumption, or as a slaughter house, or for the sale of drugs seize and remove or destroy articles unfit for human consumption remove noxious or adulterated drug bring such articles before Magistrate	" " s. 51(f).

MUNICIPALITY—*contd.*XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(1) FOOD, DRINK AND DRUGS—*contd.*

Penalties in cases referred to in section 81(I)	Act 16, 1903, s. 133.
Right to purchase article for purposes of analysis	ss. 81(2), 132(3), 134.
Power to make bye-laws—	
regulating sale and transport of articles for human consumption, or drugs	
prohibiting sale of flesh of animals slaughtered contrary to s. 71	s. 102(I).
regulating sanitary condition of bakeries, dairies and places where milch animals are kept for profit	
for inspection and regulation of markets	s. 105(b).
Penalties for breach of bye-laws	ss. 102(r), 105(2).
Confirmation and publication of bye-laws	ss. 102(3), 105(3).
Penalty for feeding dairy or slaughter animals on deleterious substance	s. 114.
„ making or selling food when suffering from disease	s. 124.
„ selling article for human consumption of a nature different from the article demanded	s. 132.

(1) RESTRAINT OF INFECTION.

Prohibition of use of unwholesome water for drinking purposes, or disinfection	s. 104.
--	---------

(1) DISPOSAL OF THE DEAD.

Power of Committee to close existing burial or burning place ; provision of other place for the purpose	s. 75(I), (2).
Permission of Committee required to forming of new burial or burning place	s. 75(3).
Routes for removal of corpses	s. 76.
Power to make bye-laws as to burial and burning grounds	s. 105(e).
Penalty for burying or burning corpse in unauthorized place ; suspension of prosecution pending appeal	ss. 130, 140.
„ carrying corpse along prohibited route or so as to cause annoyance to public	s. 131.

(1) OFFENSIVE AND DANGEROUS TRADES.

Regulation or prohibition of ; penalties ; suspension of prosecution pending appeal	ss. 99, 100, 136, 137, 140.
Licensing of milkmen, cartmen and keepers of hackney-carriages ; penalty	ss. 101, 136.

MUNICIPALITY—*contd.*XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(o) PREVENTION AND EXTINCTION OF FIRE.

Power to prevent—	
use of inflammable materials in roof or external wall	Act 16, 1903, s. 64.
stacking or collecting grass, straw, cotton, wood or other inflammable materials, or placing of mats or thatched huts, or lighting of fires, in any place	„ s. 77.
Power to regulate or prohibit trading in hay, straw, cotton, thatching grass, wood, coal, petroleum or any other explosive or inflammable material; penalties; suspension of prosecution pending appeal	„ ss. 99, 100, 136, 137, 140.
Power to make bye-laws for regulating the storage of petroleum or other explosive material	„ s. 105(o).
Establishment and maintenance of fire-brigade	„ s. 141.
Powers of members of fire-brigade and other persons for suppression of fire; such powers subject to restrictions, etc., imposed by rule	„ ss. 142, 143.
Sections 141 to 143 not to take effect till specially applied by Local Government	„ s. 144.
Power to make rules as to powers to be exercised on occasion of fire	„ s. 150(k).
<i>See also below, (r).</i>	

(p) DANGEROUS ANIMALS.

Destruction or confinement of mad or stray dogs	„ s. 103.
---	-----------

(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.

Licensing of hackney-carriages	„ s. 101.
Power to make bye-laws for—	
licensing of vehicles, boats or animals	„ s. 105(g).
limiting the rates for hire of carriages, carts, boats or other conveyances, or of animals hired to carry loads, or for services of porters	„ s. 105(h).
Saving for vehicles to which the Hackney-carriage Act, 1879, applies	„ s. 105(f).

(r) ENTRY AND INSPECTION.

Power to enter building or land and inspect drains, privies or cesspools; opening of ground to prevent or remove nuisance; payment of expenses; notice of entry	„ s. 78.
„ enter building and direct cleansing for sanitary reasons; notice of entry	„ s. 79.
„ enter building or land for making survey or valuation, for examining works under construction, for ascertaining course of sewers or drains, or for executing or repairing work; notice of entry	
„ enter for discovery of vehicles or animals liable to taxation	
	„ s. 80.

MUNICIPALITY—*contd.*XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(r) ENTRY AND INSPECTION—*contd.*

Power to enter and inspect building containing petroleum or other explosive or other inflammable material; seizure and disposal of excess quantities	Act 16, 1903, s. 83.
Inspection of encamping-grounds, halting-places, pounds, sarais, markets, dhobi-ghâts, slaughter-houses, places for disposal of carcasses, and places of public entertainment and resort	" s. 105(b).
Precautions to be observed in entering dwelling	" s. 84.
<i>See also above, (k).</i>	

(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.

Municipal Fund applicable to	Act 16, 1903, s. 50(2)(i).
Power to make bye-laws for registration of births, marriages and deaths	" s. 105(i).

(t) MISCELLANEOUS.

Municipal Fund applicable to—	
payment of expenses of pauper lunatics sent to asylums	" s. 50(1)(c).
payment of cost of services rendered by Provincial Departments for education, sanitation, vaccination, medical relief and public works	
construction, etc., of schools, hospitals, veterinary and other dispensaries, educational and other institutions, rest-houses, sarais, poor-houses, encamping-grounds, recreation-grounds, gardens, parks, pounds and other works of public utility	" s. 50(2)(c), (d).
grants-in-aid to schools, hospitals, veterinary and other dispensaries, poor-houses, leper-asylums, etc.	
training of teachers and establishment of scholarships	" s. 50(2)(e).
relief and relief-works in time of famine or scarcity	" s. 50(2)(f).
planting and preservation of trees	" s. 50(2)(h).
public vaccination and other sanitary measures	" s. 50(2)(i).
holding of fairs and industrial exhibitions	" s. 50(2)(k).
things likely to promote safety, health, welfare or convenience of inhabitants	" s. 50(2)(l).
other matters, at discretion of Committee and Local Government	" s. 50(2)(m).
Encamping-grounds, halting-places, pounds, sarais and places of public entertainment and resort; power to make bye-laws for inspection and regulation of	" s. 105(b).
Brokers, measurers and weighmen; power to make bye-laws for licensing of	" s. 105(c).
Weights and measures; power to make bye-laws for prescribing standards of	" s. 105(d).
Smoke-nuisances; power to make bye-laws for consumption of smoke of factory	" s. 105(f).
Animals; power to make bye-laws for regulating or prohibiting the keeping of	" s. 105(p).

MUNICIPALITY—*contd.*

XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*contd.*

F. A.—MUNICIPALITIES PROPER—*contd.*

6 The Public Health, Safety and Convenience—*concl'd.*

[(t) MISCELLANEOUS—*contd.*

Vehicles or animals; power to make bye-laws for regulating or prohibiting stationing of carts or picketing of animals on ground under control of Committee	Act 16, 1903, s. 105(g).
Nuisances; power of Committee to prohibit commission of	" s. 106.
" power to invest Committee with powers of District Magistrate under s. 133 of the Code of Criminal Procedure, 1898; application of ss. 133 to 142 of Code	" s. 107.
" delegation to sub-committees of Committee's powers under s. 106 or s. 107	" s. 108.
Penalty for discharging fire-arms or letting-off fire-works or fire-balloons or engaging in dangerous game	" s. 117.
" beating drum or sounding musical instrument so as to cause annoyance to public	" s. 120.
" suffering animals to be at large	" s. 121.
" dangerous quarrying, blasting, cutting of timber or building	" s. 123.
" soliciting for purposes of prostitution	" s. 138.
" not complying with notice or conditions; suspension of prosecution pending appeal	" ss. 139, 140.
Brothels; power to suppress; penalty	" s. 167.

7. Supplemental.

Rules; powers for making	" ss. 150, 165, 168(2).
Bye-laws; powers for making	" ss. 21(1), 102(1), 105(1), 108(2).
" penalties for breach of	" ss. 102(2), 105(2).
" confirmation and publication of	" ss. 21(2), 102(3), 105(3).
Rules and bye-laws; preliminary publication of	" s. 164.
Notice to fix reasonable time for doing Act	" s. 153(1).
" authentication of	" s. 152(1).
" service of	" ss. 152, 154.
" when to be served on occupier	" s. 153(2).
" publication of	" s. 155.
" not invalid for defect of form	" s. 152(5).
" when not complied with, Committee may perform act	" s. 153(3).
Recovery of cost of work executed by Committee in default of owner or occupier; deduction from rent of sum paid by occupier; barring of contracts	" s. 156.
Compensation when payable out of Municipal Fund; application of procedure of Land Acquisition Act for settlement of disputes	" s. 157.
Arrest; powers of	" s. 158(2).

MUNICIPALITY—*contd.*XI.—CENTRAL PROVINCES AND THE SAMBALPUR DISTRICT IN BENGAL—*concl'd.*A.—MUNICIPALITIES PROPER—*concl'd.*7. Supplemental—*cont'd.*

Prosecutions by whom to be initiated	Act 16, 1903, s. 159.
Compounding for offences	„ s. 150(<i>l</i>), 160.
Appeal when allowed	„ ss. 161, 162.
„ suspension of action pending	„ ss. 140, 163.
Saving of Local Authorities Loan Act, 1879	„ s. 166.
Vacancies and irregularities not to invalidate proceedings	„ ss. 24, 40, 152(<i>5</i>).

B.—SMALL TOWNS GOVERNED ON MUNICIPAL LINES.

Power to notify areas, impose taxation and regulate expenditure therein, appoint a Committee and extend Municipal Act with modifications	„ ss. 169 to 172.
--	-------------------

XII.—COORG.

A.—MUNICIPALITIES PROPER.

1. Preliminary.

Definitions	Reg. 2, 1907, ss. 2, 60, expln., 68.
-----------------------	--------------------------------------

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Power to create, alter limits of, or abolish, municipality; procedure	„ ss. 3 to 5.
Effect of including local area in municipality	„ s. 6.
„ excluding local area from municipality	„ s. 7.
Power to except municipality from provisions unsuited thereto, and to make rules in respect of excepted matters	„ s. 162.

(b) CONSTITUTION OF MUNICIPAL COMMITTEES.

Nomination or election of members	„ s. 8.
Term of office of members	„ s. 9.
Resignation of members	„ s. 9(<i>f</i>).
Incorporation of Committee	„ s. 10.
Member deemed to be “Municipal Commissioner”	„ s. 11.
President and Vice-President: appointment or election of; term of office of; to be member of Committee	„ s. 12.
Power to make rules as to—	
election of members of Committees	„ s. 144(<i>b</i>), (<i>c</i>), (<i>d</i>).
appointment of members of Committees	
term of office of members of Committees	„ s. 144(<i>b</i>).
appointment or election and term of office of Presidents or Vice-Presidents	„ s. 144(<i>b</i>).
division of municipalities into wards	„ s. 144(<i>c</i>).
Removal of member, President or Vice-President	„ s. 13.

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*(b) CONSTITUTION OF MUNICIPAL COMMISSION—*contd.*

Delegation of Chief Commissioner's powers as to appointments or resignations	Reg. 2, 1907, s. 14.
---	----------------------

(c) CONDUCT OF BUSINESS.

Ordinary and special meetings	" s. 15.
Time and place of holding meeting	" s. 16.
Who to be Chairman of meeting	" s. 17.
Quorum	" ss. 18, 21(c).
Vote of majority ordinarily decisive; Chairman has casting vote	" s. 19.
Proceedings: record, signature, publication and inspection of; copy of every resolution to be sent to Commissioner	" s. 20.
Making and confirmation of bye-laws as to	" s. 21.
Extraordinary powers of President and Vice-President in cases of emergency	" s. 22.
Power to make rules as to— channels of correspondence	" s. 144(f).
language of proceedings and correspondence returns, statements and reports to be submitted by Commit- tees	" s. 144(j).
Joint Committees: appointment of, by Municipal Committee and District Council, Local Board, Cantonment Authority or another Municipal Committee; delegation of powers to, and framing of regulations for	" s. 23.
Sub-Committees; power to make bye-laws as to	" s. 21(d).
„ delegation of powers of Committee to	" s. 102.

(d) OFFICERS AND SERVANTS.

Secretary; appointment, remuneration and removal of	" s. 25.
Other officers and servants; employment and salaries of	" s. 26.
Power to make bye-laws as to duties and salaries of	" s. 21(e).
Power of Commissioner to require reduction of establishment or its cost, or dismissal of unfit persons; appeal	" s. 27.
Pensions, annuities, gratuities and leave-allowances of	" ss. 28, 29.
Power to make bye-laws for controlling, and regulating the duties of, persons employed by the Committee for the removal of sewage and filth	" s. 99(l).
Power to make rules as to appointment, promotion and punish- ment of officers and servants	" s. 144(e).

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Commissioner; copy of resolutions of Committee to be sent to	" s. 20(2).
„ power of, to settle differences between Com- mittees or between Committee and District Council, Local Board or Cantonment Autho- rity	" s. 23(2).

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*(e) GENERAL POWERS OF OFFICIAL CONTROL—*contd.*

Commissioner; power of, to prevent extravagance in establishments	Reg. 2, 1907, s. 27.
„ general powers of control exercisable by	s. 139.
„ power of, to suspend action of Committee or Joint Committee	s. 140.
„ extraordinary power of, in case of emergency	s. 141.
„ power of, to revise orders made by Committee under ss. 69, 80, 81, 82, 84, 90 or 94; suspension of proceedings when revision proceedings instituted	ss. 155, 157.
Chief Commissioner; power of, to provide for performance of duties in case of default of Committee	s. 142.
„ power of, to supersede Committee in case of incompetency, persistent default or abuse of powers; consequences to ensue on supersession	s. 143.
„ power of, to frame forms and make rules	s. 144.
General powers of Chief Commissioner over Commissioner	s. 145.

3. Taxation.

Taxes which may be imposed	s. 35.
Assessment of Government buildings in certain cases	s. 36.
Limitation upon latrine or conservancy tax and water-rate	s. 37.
Procedure in imposing taxes	s. 38.
Power to make bye-laws for fixing octroi-limits	s. 99(m).
Taxes not invalid for defect of form	s. 39.
Power to abolish or reduce tax, or suspend operation of tax, or exempt persons or property from tax	ss. 40, 41.
Duty of furnishing true information regarding liability to taxation; penalty	s. 42.
Recovery of taxes	ss. 43, 144(i).
Power to charge fees for licenses or permissions granted	s. 44.
Appeal against taxation; limitation	ss. 45, 46.
Taxation not to be questioned except under this Regulation	s. 47.
Power to make rules for collection of taxes	s. 144(a).

4. Municipal Fund and Property.

Municipal Fund; constitution of	s. 48.
„ „ application of	ss. 49, 141(2), 142.
„ „ custody and investment of	s. 50.
„ „ disposal of, when area excluded from municipality	s. 7.
Municipal property; what property vested in Committee	s. 51.
„ „ power of Committee to hold property	s. 10.

MUNICIPALITY—*contd.*

XII.—COORG—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

4. Municipal Fund and Property—*contd.*

Municipal property; acquisition of land for Committee	Reg.2,1907,s.52.
„ „ power to make bye-laws for protection of	„ s.99(a).
„ „ disposal of, when area excluded from municipality	„ s.7.
„ „ disposal of, when Committee superseded	„ s.143(2).
* Contract: authority to make contracts	„ s.30.
„ mode of making	„ s.31.
„ penalty on member, officer or servant of Committee being interested in contract made with Committee	„ s.32.
Suit against Committee or officer or servant: notice of; limitation; tender of amends	„ s.33.
Liability of member of Committee for loss, waste or misapplication of money or property	„ s.34.
Power to make rules as to accounts, estimates, and sanction to expenditure	„ s.144(g),(h).

5. Police.

Power of police for suppression of fire	„ s.136.
Police to report offences and assist members, officers and servants of Committee	„ s.152(1).
Arrest by police; detention of person arrested	„ s.152(2).

6. The Public Health, Safety and Convenience.

(a) STREETS AND PUBLIC PLACES.	(k) FOOD, DRINK AND DRUGS.
(b) BUILDINGS.	(l) RESTRAINT OF INFECTION.
(c) DANGEROUS BUILDINGS, ETC.	(m) DISPOSAL OF THE DEAD.
(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(n) OFFENSIVE AND DANGEROUS TRADES.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(o) PREVENTION AND EXTINCTION OF FIRE.
(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.	(p) DANGEROUS ANIMALS.
(g) SCAVENGING.	(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSE, PORTERS, ETC.
(h) SLAUGHTER-PLACES.	(r) ENTRY AND INSPECTION.
(i) BATHING AND WASHING PLACES.	(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.
(j) WATER-SUPPLY.	(t) MISCELLANEOUS.

(a) STREETS AND PUBLIC PLACES.

Municipal Fund applicable to construction, maintenance, improvement, cleansing and repair of streets and public bridges and embankments, and watering and lighting of streets	Reg.2,1907,s.49(2)(a), (b).
Acquisition of and for building-sites on sides of streets	„ s.53.
Power to close, divert or discontinue streets	„ s.54.
Power to permit temporary occupation of street or land, and charge fees therefor	„ s.55.
Naming of streets; penalty for destroying or defacing name	„ ss.57,120.

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) STREETS AND PUBLIC PLACES—*contd.*

Sections 53 to 57 not to apply to Government land	Reg.2,1907,s.62.
Power to make bye-laws for regulating traffic in streets	„ s.99(r).
Penalty for unlawfully placing earth, materials or offensive matter on street or public place	„ s.103.
„ unlawfully discharging sewage on street or public place	„ s.104.
„ neglect of the rule of the road	„ s.109.
„ driving vehicle without proper means of control, or without lights	„ s.110.
„ not removing elephant or camel to a safe distance	„ s.112.
„ taking animal or vehicle along a street in disregard of orders of Comitée	„ s.113.
„ unlawfully altering, obstructing or encroaching on street or public place	„ s.116.
„ defacing or disturbing direction-post or lamp-post, or extinguishing light	„ s.119.

See also below (p), (t).

(b) BUILDINGS.

Power to attach brackets for lamps	„ s.56.
Numbering of buildings; penalty for destroying or defacing number	„ ss.57,120.
Power to prevent use of inflammable materials in roof or external wall	„ s.58.
„ to regulate line of buildings; compensation	„ s.59.
Regulation of new buildings; compensation	„ s.60.
Power to make bye-laws for regulation of building	„ s.99(n).
Removal of projections and overhanging structures; compensation	„ s.61(1),(2).
Power to permit erection of projecting verandahs, balconies or rooms	„ s.61(3).
Sections 56 to 61 not to apply to Government buildings	„ s.62.
Putting up and maintaining troughs and pipes for rain-water	„ s.79.
Power to make bye-laws for regulation of buildings let in lodgings or occupied by coolies or by more than one family	„ s.99(j).

See also below, (c), (d), (g), (r).

(c) DANGEROUS BUILDINGS, ETC.

Repair, protection or enclosing of dangerous building, well, tank or excavation	„ s.85.
Removal or repair of dangerous or ruinous building, wall or structure	„ s.86.

MUNICIPALITY—*contd.*

XII.—COORG—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC

Clearing away noxious vegetation or undergrowth	Reg.2,1907,s.87.
Cutting or trimming of hedges bordering on street or branches overhanging street or source of public water-supply	" s.88.
Cleansing of filthy building or land	" s.89.
Power to prohibit use for human habitation of building unfit for such use	" s.90.
Securing or enclosing of untenanted building or land becoming a nuisance	" s.91.
Prohibition of regulation of cultivation, use of manure or irriga- tion injurious to health ; compensation ; penalty	" ss.92,129.

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Places for deposit, and directions for removal, of rubbish, offen- sive matter and carcasses of animals	" ss.64,68.
Disposal of carcasses of animals ; penalty	" ss.67,68, 123.
Power to make bye-laws—	
for inspecting and regulating places for disposal of carcasses of animals	" s.99(b).
for controlling, and regulating the duties of, persons employed for removal of sewage and filth	" s.99(l).

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipal Fund applicable to construction, etc., of public drains, latrines and cesspools	" s.49(2).
Provision of privy or cesspool	" s.80(1).
Provision and maintenance of latrines and urinals for workmen	" s.80(2).
Shutting out of privy from view, etc.	" s.80(3).
Repair of privy, drain or cesspool ; closing of cesspool ; connec- tion of drain	" s.81(1).
Removal of privy, drain or cesspool	" s.81(2).
Unauthorised building over sewer or drain vested in Commit- tee	" s.82.
Removal or closing of drain, latrine, urinal, cesspool or other receptacle near source of water-supply	" s.83.
Penalty for unlawfully placing earth, materials, or offensive matter in public sewer or drain or into drain com- municating therewith	" s.103.
" unlawfully discharging sewage into drain	" s.104.
" failing to remove offensive matter, or not keeping same in proper receptacle, or keeping receptacle in filthy state	" s.105.
" making or altering drain without proper authority	" s.106.
" unlawfully altering, obstructing or encroaching on drain	" s.116.

See also below (r).

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(g) SCAVENGING.

Power of Committee to provide for scavenging by its own agents ; } entry for performance and supervision of scavenging . . . }	Reg. 2, 1907, s. 76.
Power to make bye-laws as to	s. 99(i).

(h) SLAUGHTER-PLACES.

Places for slaughter of animals for sale ; penalty for slaughter elsewhere	ss. 65, 68, 121.
Regulation of slaughter of animals for purposes other than sale ; penalty	ss. 66, 68, 122.
Power to make bye-laws for inspection and regulation of slaughter-houses	s. 99(b).
<i>See also below, (k).</i>	

(i) BATHING AND WASHING PLACES.

Establishment and regulation of	s. 63.
Power to make bye-laws for inspection and regulation of dhobis' ghâts	s. 99(b).

(j) WATER-SUPPLY.

Municipal Fund applicable to supply, storage and preservation of water	s. 49(2).
Unauthorised building over water-course or water-pipe vested in Committee	s. 82.
Removal or closing of drain, latrine, urinal, cesspool or other receptacle near source of water-supply	s. 83.
Cleansing, repair, covering, filling-up or draining-off of private tank, well, reservoir, pool or excavation injurious to health or offensive ; provision of and or payment of compensation	s. 84.
Power to make bye-laws— for supervision and regulation of public cisterns, wells and other sources of public water-supply for regulating and controlling supply of water to private premises	s. 99(k).
Penalty for making or keeping drain, latrine, etc., near source of public water-supply	s. 107.
„ „ unlawfully altering, obstructing or encroaching on public water-course	s. 116.
Power to make rules regulating conservancy of reservoir and catchment area outside municipality	s. 159.

(k) FOOD, DRINK AND DRUGS.

Municipal Fund applicable to construction, etc., of markets	s. 49(2).
Power to— inspect market or other place used for sale or storage of articles for human consumption, or as a slaughter-house, or for the sale of drugs seize and remove or destroy articles unfit for human consumption remove noxious or adulterated drug bring such articles before Magistrate	s. 75(1).

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(k) FOOD, DRINK AND DRUGS—*contd.*

Penalties in cases referred to in section 75(1)	Reg. 1907, s. 127.
Right to purchase article for purposes of analysis	„ ss. 75(2), 126 (2), 128.
Power to make bye-laws—	
regulating sale and transport of articles for human consumption, or drugs	„ s. 96(1).
prohibiting sale of flesh of animals slaughtered contrary to s. 65	
regulating sanitary condition of bakeries, dairies and places where milch animals are kept for profit	
for inspection and regulation of markets	„ s. 99(b).
Penalties for breach of bye-laws	„ ss. 96(2), 99(2).
Confirmation and publication of bye-laws.	„ ss. 96(3), 99(3).
Penalty for feeding dairy or slaughter animals on deleterious substance	„ s. 108.
„ making or selling food when suffering from disease	„ s. 118.
„ selling article for human consumption of a nature different from the article demanded	„ s. 126.

(l) RESTRAINT OF INFECTION.

Prohibition of use of unwholesome water for drinking purposes, or disinfection	„ s. 98.
--	----------

(m) DISPOSAL OF THE DEAD.

Power of Committee to close existing burial or burning place ; provision of other place for the purpose	„ s. 69(1), (2).
Permission of Committee required to forming of new burial or burning place	„ s. 69(3).
Routes for removal of corpses	„ s. 70.
Power to make bye-laws as to burial and burning grounds	„ s. 99(e).
Penalty for burying or burning corpse in unauthorized place ; suspension of prosecution pending appeal	„ ss. 124, 134.
„ carrying corpse along prohibited route or so as to cause annoyance to public	„ s. 125.

(n) OFFENSIVE AND DANGEROUS TRADES.

Regulation or prohibition of ; penalties ; suspension of prosecution pending appeal	„ ss. 93, 94, 130, 131, 134.
Licensing of milkmen, cartmen and keepers of hackney-carriages ; penalty	„ ss. 95, 130.

(o) PREVENTION AND EXTINCTION OF FIRE.

Power to prevent—	
use of inflammable materials in roof or external wall	s. 59.

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(o) PREVENTION AND EXTINCTION OF FIRE—*contd.*Power to prevent—*contd.*

stacking or collecting grass, straw, cotton, wood or other inflammable materials, or placing of mats or thatched huts, or lighting of fires, in any place	Reg. 2, 1907, s. 71.
---	----------------------

Power to regulate or prohibit trading in hay, straw, cotton, thatching grass, wood, coal, petroleum or any other explosive or inflammable material; penalties; suspension of prosecution pending appeal	„ ss. 93, 94, 130, 131, 134.
---	------------------------------

Power to make byelaws for regulating the storage of petroleum or other explosive material	„ s. 99(o).
---	-------------

Establishment and maintenance of fire-brigade	„ s. 135.
---	-----------

Powers of members of fire-brigade and other persons for suppression of fire; such powers subject to restrictions, etc., imposed by rule	„ ss. 136, 137.
---	-----------------

Sections 135 to 137 not to take effect till specially extended by Chief Commissioner	„ s. 138.
--	-----------

Power to make rules as to powers to be exercised on occasion of fire	„ s. 144(k).
--	--------------

See also below, (r).

(p) DANGEROUS ANIMALS.

Destruction or confinement of mad or stray dogs	„ s. 97.
---	----------

(q) HACKNEY-CARRIAGES, BOATS, JOE-HORSES, PORTERS, ETC.

Licensing of hackney-carriages	Reg. 2, 1907, s. 95.
--	----------------------

Power to make bye-laws for— licensing of vehicles, boats or animals	„ s. 99(g).
--	-------------

limiting the rates for hire of carriages, carts, boats or other conveyances, or of animals hired to carry loads, or for services of porters	„ s. 99(h).
---	-------------

Saving for vehicles to which the Hackney-carriage Act, 1879, applies	„ s. 99(4).
--	-------------

(r) ENTRY AND INSPECTION.

Power to enter building or land and inspect drains, privies or cesspools; opening of ground to prevent or remove nuisance; payment of expenses; notice of entry	„ s. 72.
---	----------

„ enter building and direct cleansing for sanitary reasons; notice of entry	„
---	---

„ enter building or land for making survey or valuation, for examining works under construction, for ascertaining course of sewers or drains, or for executing or repairing work; notice of entry	„ s. 73.
---	----------

„ enter for discovery of vehicles or animals liable to taxation	„ s. 74.
---	----------

„ enter and inspect building containing petroleum or other explosive or other inflammable material; seizure and disposal of excess quantities	„ s. 77.
---	----------

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(r) ENTRY AND INSPECTION—*contd.*

Inspection of encamping-grounds, halting-places, pounds, sarais, markets, dhobi-ghāts, slaughter-houses, places for disposal of carcasses, and places of public entertainment and resort	Reg.2,1907,s.99(b).
Precautions to be observed in entering dwelling	„ s.78.
<i>See also above, (k).</i>	

(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.

Municipal Fund applicable to	„ s.49(2).
Power to make bye-laws for registration of births, marriages and deaths	„ s.99(i).

(t) MISCELLANEOUS.

Municipal Fund applicable to—

payment of cost of services rendered by Provincial Departments for education, sanitation, vaccination, medical relief and public works	„ s.49(1)(c).
construction, etc., of schools, hospitals, veterinary and other dispensaries, educational and other institutions, rest-houses, sarais, poor-houses, encamping-grounds, recreation-grounds, gardens, parks, pounds and other works of public utility	
grants-in-aid to schools, hospitals, veterinary and other dispensaries, poor-houses, leper-asylums, etc.	
training of teachers and establishment of scholarships	
relief and relief-works in time of famine or scarcity	
planting and preservation of trees	„ s.49(2).
public vaccination	
sanitary measures	
holding of fairs and industrial exhibitions	
things likely to promote safety, health, welfare or convenience of inhabitants	
other matters, at discretion of Committee and Chief Commissioner	
Encamping-grounds, halting-places, pounds, sarais and places of public entertainment and resort; power to make bye-laws for inspection and regulation of	„ s.99(b).
Brokers, measurers and weighmen; power to make bye-laws for licensing of	„ s.99(c).
Weights and measures; power to make byelaws for prescribing standards of	„ s.99(d).
Smoke-nuisances; power to make bye-laws for consumption of smoke of factory	„ s.99(f).
Animals; power to make bye-laws for regulating or prohibiting the keeping of	„ s.99(p).
Vehicles or animals; power to make bye-laws for regulating or prohibiting stationing of carts or picketing of animals, on ground under control of Committee	„ s.99(q).
Nuisances; power of Committee to prohibit commission of	„ s.100.

MUNICIPALITY—*contd.*XII.—COORG—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(t) MISCELLANEOUS—*contd.*

Nuisances ; power to invest Committee with powers of District Magistrate under s. 133 of the Code of Criminal Procedure, 1898 ; application of ss. 133 to 142 of Code	Reg. 2, 1907, s. 101.
„ delegation to Sub-Committees of Committee's powers under s. 100 or s. 101	„ s. 102.
Penalty for discharging fire-arms or letting-off fire-works or fire-balloons or engaging in dangerous game	„ s. 111.
„ beating drum or sounding musical instrument so as to cause annoyance to public	„ s. 114.
„ suffering animals to be at large	„ s. 115.
„ dangerous quarrying, blasting, cutting of timber or building	„ s. 117.
„ soliciting for purposes of prostitution	„ s. 132.
„ not complying with notice or conditions ; suspension of prosecution pending appeal	„ ss. 133, 134.
Brothels : power to suppress ; penalty	„ s. 161.

7. Supplemental.

Rules ; powers for making	„ ss. 144, 159, 162(2).
Bye-laws ; powers for making	„ ss. 21(1), 96(1), 99(1), 102(2).
„ penalties for breach of	„ ss. 96(2), 99(2).
„ confirmation and publication of	„ ss. 21(2), 96(3), 99(3).
Rules and bye-laws ; preliminary publication of	„ s. 158.
Notice to fix reasonable time for doing act	„ s. 147(1).
„ authentication of	„ s. 146(1).
„ service of	„ ss. 146, 148.
„ when to be served on occupier	„ s. 147(2).
„ publication of	„ s. 149.
„ not invalid for defect of form	„ s. 146(5).
„ when not complied with, Committee may perform act	„ s. 147(3).
Recovery of cost of work executed by Committee in default of owner or occupier ; deduction from rent of sum paid by occupier ; barring of contracts	„ s. 150.
Compensation when payable out of Municipal Fund ; application of procedure of Land Acquisition Act for settlement of disputes	„ s. 151.
Arrest ; powers of	„ s. 152(2).
Prosecutions by whom to be initiated	„ s. 153.
Compounding for offences	„ s. 144(1), 154.
Appeal not to lie except where express provision made ; finality of orders made in appeal	„ s. 156.

MUNICIPALITY—*contd.*XII.—COORG—*concl'd.*A.—MUNICIPALITIES PROPER—*concl'd.*7. Supplemental—*cont'd.*

Appeal ; suspension of action pending	Reg.2,1907,s.134.
Saving of Local Authorities Loan Act, 1879	„ s.160.
Vacancies and irregularities not to invalidate proceedings	„ ss.24,39, 146(5).

B.—SMALL TOWNS GOVERNED ON MUNICIPAL LINES.

Power to notify areas, impose taxation and regulate expenditure therein, appoint a Committee and extend Municipal Regulation with modifications	„ ss.163to166.
---	----------------

XIII.—MADRAS PRESIDENCY.

Transfer of canal or public ferry to Municipal Council	Mad.Act2,1890,s.11.
--	---------------------

XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS).

1. Preliminary.

Mad. Act 4, 1884, extends to whole of Madras Presidency except City of Madras	Mad.Act4,1884,s.1.
Mad. Act 2, 1907, to extend to Ootacamund, Coonoor, Kodai-kanal and notified hill municipalities	Mad.Act2,1907,s.2.
Definitions	Mad.Act4,1884,ss.3,65(I), 147(5).
	Mad.Act2,1907,s.4.

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Power to declare town, etc., to be a municipality	Mad.Act4,1884,ss.4,5.
„ „ alter limits of municipality	„ s.4A.
„ „ modify or cancel declaration under s. 4 and dissolve Municipal Council	„ s.4B(I).
„ „ divide municipality into wards	„ s.250(a).
Date from which Act to commence or cease to apply to any municipality or part	„ s.5.
Municipalities excluded from jurisdiction of Local Boards	Mad.Act5,1884,s.2.

(b) CONSTITUTION OF MUNICIPAL COUNCILS.

Constitution and incorporation of Municipal Council : number of Councillors	Mad.Act4,1884,ss.8,12(i), 21.
Nomination or election of Councillors ; qualifications of Councillors ; proportion of official and non-official, and elected and nominated, Councillors ; rules for election, etc. ; corrupt practices at elections ; power of officers conducting election inquiries	„ ss.10to13, 250(a),(b), 250(2).
Revenue-officer in charge of district or division to be <i>ex officio</i> Councillor and to assume charge of office of Chairman in certain cases	„ s.9(am.in hillmunicipalities, Mad. Act2,1907, s.5(I)(a), s.15(I).

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*2. Constitution and Government—*contd.*(b) CONSTITUTION OF MUNICIPAL COUNCILS—*contd.*

Chairman and Vice-Chairman; election or nomination of; Vice-Chairman to act as Chairman in certain cases; delegation of powers by Chairman to Vice-Chairman	Mad. Act 4, 1884, ss. 14, 15, 16(2), 32(3).
Term of office; vacation of office; resignation or removal of Councillor, Chairman or Vice-Chairman; filling of casual vacancy	" ss. 17 to 20.
Salary, payable to Chairman with sanction; no other Councillor to receive any	" s. 16(1).
Elections, nominations, etc., to be notified in local Gazette	" s. 21A.
Municipal Councillor; not personally liable on contract	" s. 46.
" " liability of, for loss, waste or misapplication of money or property	" s. 259.
Suit against Municipal Council, Councillor or servant; notice of suit, limitation; tender of amends	" s. 261(1), (2), (3).
Chairman; suit for acts done in good faith by, to be brought against Municipal Council and not against Chairman; exceptions	" s. 261(4).

(c) CONDUCT OF BUSINESS.

Office; meetings of Council	" ss. 29, 38.
Who to preside at meetings	" s. 30(1).
Quorum	" s. 30(5).
Vote of majority decisive; Chairman or President has casting vote; interested Councillor not to vote	" s. 30(2), (3).
Restriction on modification of resolution within three months	" s. 30(6).
Certain officers entitled to attend and speak	" s. 30(4).
Record, signature and publication of proceedings; proceedings to be kept open to inspection	" s. 31.
Duties and responsibilities of Chairman as executive officer of the Council; delegation of powers by Chairman	" s. 32.
Rules for interpellation of Chairman by Councillors	" s. 250(m).
Chairman's powers to execute work on emergency	" s. 32A.
Rules as to channel of correspondence with Government	" s. 250(h).
Power to make rules as to conduct of business	" s. 38.
Sub-committees; appointment and procedure of	" s. 38(v).

(d) SERVANTS.

Number and salaries of servants to be fixed by Municipal Council with sanction of Local Government	" s. 39.
Secretary; appointment, duties and powers of	" s. 39A.
Chairman to appoint and pay servants, and may fine, suspend or dismiss them; power to appoint temporary servants on emergency	" s. 42.
Municipal servants deemed "public servants" within meaning of Indian Penal Code	" s. 41.
Power to make rules as to security to be furnished by, and grant of leave, pensions and gratuities to, and establishment of and contributions to Provident Fund	" s. 43.

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*2. Constitution and Government—*contd.*(d) SERVANTS—*contd.*

Power to make rules as to appointment, fining, suspension, dismissal; pensions and gratuities of servants	Mad Act 4, 1884, s. 250(c), (d).
Power to make bye-laws for regulating conduct of servants	" s. 255.
Conferring of police-powers on	" s. 282(4).
Scavengers and other servants to give and receive notice previous to resignation or discharge	" s. 282A.
Government servants employed by Municipal Council:	
Employment and payment of, by Municipal Council, and contributions towards their pension	" s. 40(1), (5).
Contribution by Local Government towards pay of, when they do any work for Government	" s. 40(2).
Dismissal and withdrawal of	" s. 40(3), (4).

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Collector; power of, to provide for execution of resolution of Municipal Council in default of Chairman; report to Local Government	" s. 33.
" general powers of control exerciseable by; power of Local Government to confer those powers on any public officer	" s. 34.
Collector or Local Government:	
Power of, to suspend action of Municipal Council; report by Collector to Local Government	" s. 35.
Local Government; power of, to provide for performance of duties in case of default of Municipal Council or Chairman	" s. 37.
" " power of, to supersede Municipal Council; consequences of supersession	" s. 4B.
" " power of, to frame forms and make rules	" s. 250.
" " annual report of proceedings to be furnished to	" s. 252.
" " power of, to appoint officers to inspect and superintend operations of Municipal Councils, also Secretaries, clerks and servants	" s. 254.
Collector or Revenue-officer in charge of sub-division:	
Extraordinary power of, in case of emergency; report to Local Government	" s. 36.
Schools, hospitals, dispensaries and other charitable institutions, and books, etc., relating thereto, to be open to inspection of Government officers	" s. 253.
Rules as to Government officers advising and assisting Council-lors	" s. 250(l).
Collector, etc., acting under ss. 33, 36 or 37 to exercise powers of Municipal Council or Chairman; Municipal Council to pay all compensation	" s. 254A (ins. Mad. Act 5, 1909, s. 4.

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*

3. Taxation.

Taxes which may be imposed	{	Mad. Act 4, 1884, s. 47, Schs. A, B, D.
Amendment of s. 47 and Schs. B and D in hill municipalities	{	Mad. Act 2, 1907, s. 5(1)(b), Sch. 3.
Procedure for imposing taxes		Mad. Act 4, 1884, ss. 48, 50.
Local Government may direct levy of taxes unless Municipal Council show cause to contrary	}	s. 49.
Compounding for taxes on vehicles, etc.		s. 79.
„ „ tolls		s. 91(2).
Exemptions from taxes on buildings, lands, vehicles and animals :		
Buildings or lands belonging to Municipal Council, light-houses, piers, wharves, jetties, choultries, hospitals, dispensaries, buildings used for charitable or religious purposes and burial and burning grounds	}	s. 63(1).
Unoccupied buildings		s. 72.
Building or land less than six rupees in annual value, when it is the owner's sole property, liable to tax	}	s. 63(5).
Vehicles and animals belonging to Government or the Municipal Council	}	ss. 78, 85(4).
Certain other vehicles and animals		s. 78.
Exemptions from tolls :		
Government property, certain public officers and persons or property in their custody, and vehicles and animals licensed or registered by Municipal Council	}	s. 91(3).
Exemption of men and property, etc., belonging to the Army. See MARCHING TROOPS.		
Power to exempt from taxation—		
Persons		s. 51.
vehicle used solely for conveyance of children		s. 77(1), proviso.
Power to exempt part of municipality from water-tax		s. 75(2).
Taxes not invalid for defect of form		s. 262.
Appeal against taxation ; limitation ; refund of tax		ss. 97 to 101.
Assessment of taxes payable by Chairman		s. 52A.
Assessment and recovery of taxes :		
Tax on arts, professions, trades and callings		ss. 53 to 62.
Tax on buildings and lands	}	ss. 63 to 73 (am. in hill municipalities, Mad. Act. 2, 1907, s. 5).
Water and drainage tax	}	ss. 75, 76 (s. 75 am. in hill municipalities, Mad. Act 2, 1907, s. 5).

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*3. Taxation—*contd.*Assessment and recovery of taxes—*contd.*

Tax on vehicles with springs, palanquins and animals	Mad. Act 4, 1884, ss. 77 to 84, Sch. C (am. in hill municipalities, Mad. Act 2, 1907, s. 5).
Tax on vehicles without springs	„ ss. 85 to 90.
Tax on servants	„ ss. 96 A to 96 E (rep. in hill municipalities, Mad. Act 2, 1907, Sch. 3).
Tolls	„ ss. 91 to 96.
Assessment-books to be open to inspection	„ s. 250 A.
Collection of taxes generally	„ ss. 102 to 111.
Receipt to be granted on payment of tax	„ s. 52 B.
Power to make bye-laws for collection of taxes	„ s. 255.
Penalty for illegal collection of taxes	„ s. 284.
Recovery of taxes by distress and sale	„ ss. 89, 90, 95, 96, 103 to 110, 269 A, Schs. E, F, G.
Distrainment not unlawful for want of form	„ s. 262 (3).
Registration of carts	„ ss. 85 to 90.
Lists of persons and property liable to taxes to be kept and to be open to inspection	„ s. 52.
Leasing of tolls	„ s. 92.
Exhibition of table of tolls	„ s. 92 (3).
No suit for recovery of tax collected; if in substantial compliance with Act	„ s. 262 (2).
Tax-collectors deemed “public servants” within meaning of Indian Penal Code	„ s. 41.
Levy of tax on servants and lighting-tax in hill municipalities	Mad. Act 2, 1907, ss. 6 to 10.

4. Municipal Fund and Property.

Municipal Fund; constitution of	Mad. Act 4, 1884, s. 27.
„ „ application of	„ ss. 36, 37, 113, 250 (e), 254.
„ „ liable for all contracts	„ s. 46.
„ „ contributions from, to other Local Authorities	„ s. 114.
„ „ contributions to, by Local Board	Mad. Act 5, 1884, s. 118.
„ „ authority on which money may be paid from	Mad. Act 4, 1884, s. 28 (2).
„ „ custody and investment of	„ s. 28 (I).
„ „ payment of compensation out of	„ s. 278.

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*4. Municipal Fund and Property—*contd.*

Municipal Fund; accounts; estimates; sanction to expenditure	Mad. Act 4, 1884, ss. 250(i), (j), (k), 251, 252, 253.
" " account books to be open to inspection . . .	" s. 250A.
Municipal property : what property vested in Municipal Council	" ss. 23, 24.
" " disposal or vesting of on dissolution or supersession of Municipal Council . . . }	" s. 4B(2), (3).
" " power to construct and lease out building on vacant land being . . . }	" s. 177.
" " power to transfer to Municipal Council management of charitable endowments under Mad. Reg. 7, 1817 . . . }	" s. 26(2).
" " power to transfer management of any in- stitution to Municipal Council . . . }	" s. 115.
" " conditions on transfer of, by sale, mort- gage, lease, etc. . . }	" s. 250(g).
" " acquisition of land for Municipal Council . .	" s. 279.
" " compensation payable for damage to . . .	" s. 281.
*Contract : procedure for entering into, and mode of executing .	" ss. 44, 45.
" member of Municipal Council not personally liable on	" s. 46.
" penalty on member or servant of Municipal Council being interested in, made with Council . . . }	" s. 260.
*Suit against Municipal Council or officer thereof, etc.; notice and limitation of . . . }	" s. 261.
*Liability of member of Municipal Council for loss, waste or mis- application of money or property . . . }	" s. 259.

5. Police.

Municipal Commissioners to pay to Government part of cost of .	Mad. Act 7, 1878, ss. 4, 5.
Annual statements and estimate to be furnished by District Superintendent of Police to Municipal Commissioners of re- ceipts and expenditure on account of . . . }	" s. 6.
Police to report offences and to assist Chairman and servants of Municipal Council . . . }	Mad. Act 4, 1884, s. 282(1).
Arrest by police; detention of person arrested . . .	" s. 282(2).
Penalty on police-officer not performing duty . . .	" s. 282(3).

6. The Public Health, Safety and Convenience.

(a) STREETS, BRIDGES, ETC.	(k) FOOD, DRINK AND DRUGS.
(b) BUILDINGS.	(l) MEDICAL RELIEF.
(c) DANGEROUS BUILDINGS, ETC.	(m) VACCINATION.
(d) BUILDINGS AND GROUNDS IN INSANI- TARY CONDITION, ETC.	(n) RESTRAINT OF INFECTION.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(o) DISPOSAL OF THE DEAD.
(f) DRAINS, LATRINES AND OTHER RECEP- TACLES FOR FILTH.	(p) OFFENSIVE AND DANGEROUS TRADES.
(g) SCAVENGING.	(q) PREVENTION OF FIRE.
(h) SLAUGHTER-PLACES.	(r) HACKNEY-CARRIAGES, ETC.
(i) BATHING AND WASHING PLACES.	(s) ENTRY AND INSPECTION.
(j) WATER-SUPPLY.	(t) REGISTRATION OF BIRTHS AND DEATHS.
	(u) EDUCATION.
	(v) MISCELLANEOUS.

MUNICIPALITY—*contd.*

XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(a) STREETS, BRIDGES, ETC.

Public streets, etc., vested in Municipal Council	Mad. Act 4, 1884, s. 23.
Municipal Fund applicable to construction, repair and maintenance of streets, bridges and other means of communication, and lighting and cleansing of streets	" s. 113.
Municipal Council to repair and maintain public streets and bridges	" s. 157(1).
Power to make and maintain footways in streets	" s. 157(2).
Power to make new public streets, bridges and tunnels, and divert or improve street; compensation; acquisition of land for building-sites	" s. 158.
Municipal Council to guard against accidents in constructing or repairing streets, and use light at night; penalty for extinguishing light, etc.	" s. 172.
Making of new streets under license from Municipal Council	" s. 161.
Paving, etc., of private streets	" s. 162.
Conversion of private street into public street, by agreement with owner	" s. 163.
Watering and lighting of streets	" s. 175.
Cleansing of streets	" s. 216.
Naming of streets; penalty for defacing, etc., name	" s. 174.
Power to close street	" ss. 158(1), 159.
Power to permit temporary erection in street	" s. 170.
License to be obtained, and hoarding erected, before obstructing street or footway by repairing, etc., building; lighting of hoarding at night	" s. 171.
Culverts over ditches at entrance of building, etc.	
Troughs and pipes for carrying water from building	
Repair of external walls of building or premises adjoining public thoroughfare	" s. 166.
Encroachment on public street	" s. 167.
Power to prohibit sale of articles in public street; penalty	" s. 203.
Maintenance of fences for land adjoining roadway; trimming of hedges bordering on, or branches overhanging, street	" s. 176.
Prohibition of depositing articles or making hole in street	" s. 173.
Removal or debris of fallen buildings, etc., obstructing public street; cost of removal	" s. 173A.
Penalty for depositing filth, rubbish, etc., in	" s. 219(i).
Penalty for allowing offensive matter to flow, etc., into street	" s. 222.
Prohibition of altering materials, fences or posts of public street	" s. 160.
Power to make bye-laws for securing cleanliness, safety and order in streets	" s. 255.
<i>See also below, (b).</i>	

(b) BUILDINGS.

License for new building or well; powers of Municipal Council	" ss. 180, 181 (rep. in hill municipalities, Mad. Act 2, 1907, Sch. 3).
---	---

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*6. The Public Health, Safety and Convenience—*contd.*(b) BUILDINGS—*contd.*

Regulation of use of inflammable materials in external roof, wall, etc.	}	Mad. Act 4, 1884, s. 179.
„ of line of building; compensation	{	„ ss. 164, 165, 165A.
Removal of projection or encroachment from building; compensation	}	„ s. 168.
Permission to put up projecting verandah, etc.		„ s. 169.
Affixing to buildings brackets for wires or lamps	}	„ s. 178 [am. in hill municipalities, Mad. Act 2, 1907, s. 5(1)(e)].
Numbering of buildings: penalty for defacing, etc., number		„ s. 182.
Unauthorised building over sewer or drain vested in Municipal Council or open ground covered, etc., by rubbish	}	„ s. 212.
Penalty for depositing filth, rubbish, etc., on verandah		„ s. 219(i).
Prevention of crowding of huts	}	„ ss. 181A, 181B (rep. in hill municipalities, Mad. Act 2, 1907, Sch. 3).
Municipal Council may erect buildings on vacant land and lease same	}	„ s. 177.
Provisions for construction or reconstruction of building, hut or well in hill municipalities	}	Mad. Act 2, 1907, ss. 11 to 36, 43, Schs. 1 and 2.
<i>See also below, (c), (d).</i>		

(c) DANGEROUS BUILDINGS, ETC.

Power to stop construction of building or well if work dangerous to human life	}	Mad. Act 4, 1884, s. 181 (rep. in hill municipalities, Mad. Act 2, 1907, Sch. 3).
Fencing, etc., of ruinous or dangerous building, tree, etc.		„ ss. 183, 185A.
Repair, protection or enclosure of dangerous building, well, tank, hole, etc.	}	„ ss. 185, 185A.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Securing, enclosing, clearing or cleansing of untenanted building or land becoming a nuisance	}	„ ss. 184, 185A.
Cleansing, etc., of building or land in filthy or unwholesome state or overgrown with noxious vegetation	}	„ s. 186(1).
Cleansing of filthy or unwholesome building		„ s. 186(2).
Powers for removal, etc., of block of buildings occasioning risk of disease; compensation for removal	}	„ s. 187.
Abatement of overcrowding of buildings; penalty		„ s. 226.

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Rubbish, etc., collected under Act to vest in Municipal Council	Mad. Act 4, 1884, s. 24(2).
Places for deposit, and method of removal; penalty for deposit elsewhere	„ ss. 216, 219.
Provision of receptacles for temporary deposit, and keeping them in readiness for removal of contents; penalty	„ ss. 217, 220.
Penalty for keeping offensive matter more than 24 hours or not in proper receptacle; power to require occupier to accept service by Municipal Council	„ s. 221.
Penalty for using cart, etc., without cover or spilling offensive matter in course of removal, etc.	„ s. 223.

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Drains, sewers, tunnels, etc., vested in Municipal Council	„ s. 24(I).
Municipal Fund applicable to construction, etc., of drains and sewers	„ s. 113.
Construction and maintenance of drainage-works to be under direction of Municipal Council; carrying drainage-works across private property; compensation	„ s. 210.
Government undertaking construction of drainage-work; exercise of powers of Municipal Council or Chairman by officer appointed; payment of compensation	„ s. 254A (ins. Mad. Act 5, 1909, s. 4).
Municipal Council to guard against accident in constructing or repairing drain, and to use light at night; penalty for extinguishing light, etc.	„ s. 172.
Permission of Municipal Council required to interference with public sewer or drain	„ s. 211.
Unauthorised building over sewer or drain vested in Municipal Council	„ s. 212.
Penalty for putting earth, refuse, etc., into sewer or drain belonging to Municipal Council	„ s. 224.
Power to require owner of building or land to construct drain when there is general system of drainage in municipality	„ s. 213A.
Permission of Municipal Council required to construction of drain, privy or cesspool	„ s. 213.
Ventilation of drains, cesspools, etc.	„ s. 213B.
Branch drains and private latrines, privies and cesspools to be under control of Municipal Council; cleansing, repairing or closing of private drain, latrine, privy or cesspool	„ s. 214.
Provision and maintenance of public latrines and urinals	„ s. 206(I).
Licensing of latrines kept for public use	„ s. 206(2).
Provision and maintenance of private latrines	„ s. 207(I).
Private latrines to be shut out from view	„ s. 207(2).
Provision and maintenance of latrines and urinals for workmen	„ s. 208.
Power of Chairman to construct drain, etc., for buildings, etc., under contract with owner	„ s. 209.
Penalty for keeping offensive matter on premises for more than 24 hours or otherwise than in proper receptacle; power to require occupier to accept service by Municipal Council	„ s. 221.

See also below, (k), (s).

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(g) SCAVENGING.

Power to supply scavenger under agreement with owner or occupier of building or land	Mad. Act 4, 1884, s. 218.
Scavengers to give or receive notice before resignation or discharge; penalty for leaving without notice	" s. 282A.

(h) SLAUGHTER-PLACES.

Public slaughter-houses; power to permit slaughter elsewhere on occasion of festivals, etc.; penalty for slaughter at unauthorised place.	" ss. 191, 192.
Exception as to Government slaughter-houses	" s. 193.
Power to make bye-laws for management of slaughter-houses	" s. 255.

(i) BATHING AND WASHING PLACES.

Power to set apart public tanks, etc., for bathing or washing purposes	" s. 154.
Places for washing of articles exposed to infection; penalty	" s. 232(1), (3).
Penalty for fouling water of	" s. 155.

(j) WATER-SUPPLY.

Municipal Fund applicable to construction, etc., of water-works, tanks and wells	" s. 113.
Government undertaking construction of water-works; exercise of powers of Municipal Council or Chairman by officer appointed; payment of compensation	" s. 254A (ins. Mad. Act 5, 1909, s. 4).
Municipal Council to provide sufficient supply of water for domestic use	" s. 143(1).
" " to have control of sources of public water-supply	" s. 143(2), (3).
Power to construct and provide channels, works, etc., for supply of water, and to maintain same; compensation	" ss. 144 to 146.
Supply of water on application of owner or occupier of building	" s. 147 (sub. Mad. Act 5, 1909, s. 2).
Power to enter premises	" s. 148.
Power to cut off water for non-payment of water-tax or for waste or misuse of water	" s. 149A.
Penalty for waste or misuse of water	" s. 149 (am. Mad. Act 5, 1909, s. 3).
" " trespass on channel, land, etc.	" s. 150.
" " unlawfully damaging channel, works, etc., or diverting water	" s. 151.
" " fouling water by carrying on offensive trade or manufacture; power to examine pipes or works	" ss. 152, 153.
" " unlawful removal of earth, sand, etc., from deposit of matter on, encroachment on, or obstruction of, river, public water-course, etc.	" s. 229.

MUNICIPALITY—*contd.*

XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(j) WATER-SUPPLY—*contd.*

Power to set apart public tanks, etc., for drinking, bathing or other purposes; penalty for using such tanks, etc., for other purposes	Mad. Act 4, 1884, ss. 154, 155.
Repair, cleansing or protection of private stream, etc., used for drinking purposes	" s. 156(1).
Prohibition of use for drinking purposes of water of private well, etc., which is unfit for such use	" s. 156(2).
License for construction or extension of well	" ss. 180, 181.
Power to prohibit use of water of infected well or tank	" s. 232A.
Supply of water for private market	" ss. 200, 201(1).
Cleansing, filling-up or draining of public wells, etc., injurious to health	" s. 227.
Cleansing, fencing, etc., of private well or tank injurious to health or offensive; removal of stagnant water	" s. 228.

(k) FOOD, DRINK AND DRUGS.

Municipal Fund applicable to construction, etc., of markets	" s. 113.
Power to declare place to be a market	" s. 133A.
Public market; power to provide and close; power to charge fees, etc.; power to expel person disobeying bye-law and determine his lease of shop, etc.	" s. 194.
" " penalty for selling in, without permission of Municipal Council	" s. 195.
Private market for sale of food:	
Licensing of	" s. 196.
Penalty for keeping open, or selling in, unlicensed market	" ss. 197, 201(1).
Roofing and paving of; drains, cess-pits, latrines, urinals, and supply of water for; alterations in stalls, etc., of; penalty	" ss. 200, 201(1).
Penalty for causing or not removing nuisance	" s. 201(2).
Power to close unlicensed market	" s. 202.
Markets; power to make bye-laws for management of	" s. 255.
Power to enter and inspect place used for sale or storage of food or drink for man, and detain articles unfit for human consumption, and report to Magistrate; Magistrate's power to order destruction of article or its return to owner and payment of compensation	" s. 204[am. in hill municipalities, Mad. Act 2, 1907, s. 5(1) (f)].
Expulsion from market of person suffering from infectious disease or creating disturbance	" s. 205A.
Penalty for feeding animals kept for dairy purposes or for food on deleterious substances	" s. 225A.
Provision in hill municipalities for sale of food, drink and drug; compulsory sale for analysis; procedure after analysis; licensing of sellers of milk, dairy produce and flesh	Mad. Act 2, 1907, ss. 37 to 42.

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(l) MEDICAL RELIEF.

Municipal Fund applicable to construction, etc., of hospitals and dispensaries; and training and employment of medical practitioners	[Mad. Act 4, 1884, s. 113(ii).
Municipal Council to provide and maintain one or more hospitals or dispensaries for the sick poor; exception	" s. 125.
Municipal Council to provide equipments for such hospitals or dispensaries and to employ medical officer	" ss. 126, 127(2).
Treatment of paying patients or of strangers in such hospitals or dispensaries	" ss. 127, 128.
Power to make rules as to grants-in-aid	" s. 250(f).
Inspection of hospitals and dispensaries by Government officers	" s. 253.

(m) VACCINATION.

Municipal Fund applicable to training and employment of vaccinators	" s. 113(ii).
Municipal Council to provide for gratuitous vaccination	" s. 129.
Licensing of vaccinators	" s. 130.
No fee to be charged by public vaccinator	" s. 131.
Certificate of successful vaccination, or insusceptibility thereto, to be given to parent or guardian	" ss. 132, 137 (2), (4).
Power to declare vaccination compulsory	" s. 133.
Procedure for effecting vaccination; duties of parents or guardians, vaccinators and Chairman of Municipal Council	" ss. 134 to 139.
Penalty on parent or guardian disobeying order to have child vaccinated	" s. 138(3).
Penalty for making false certificate, etc.	" ss. 140, 141.
Prohibition of inoculation; entry of inoculated person into municipality; penalty	" s. 142.
Inspection of vaccine-stations by Government officers	" s. 253.

(n) RESTRAINT OF INFECTION.

Expulsion from market of person suffering from infectious disease	" s. 205A.
Power to enter and inspect premises where epidemic, endemic or dangerous infectious disease suspected; disinfection of premises or articles	" s. 231.
Penalty for selling, etc., infected articles	" s. 231A.
Power to prohibit use of water of infected well or tank	" s. 232A.
Places for washing of articles exposed to infection; penalty	" s. 232(1), (3).
Destruction of articles exposed to infection; compensation	" s. 232(2).
Power to order removal to hospital of person suffering from dangerous infectious disease	" s. 233.
Penalty for letting infected house	" s. 233C.
for travelling in public conveyance while suffering from dangerous infectious disease	" s. 233A.

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(o) DISPOSAL OF THE DEAD.

Provision of burial and burning grounds	Mad. Act 4, 1884, s. 234.
Registration or closing of burial or burning grounds existing at commencement of Act	„ ss. 235, 237.
Licensing of new grounds	„ ss. 236, 237.
Penalty for burying or burning corpse in unregistered or unlicensed place	„ s. 238.
Report of burials and burnings of corpses	„ s. 239.
Power to direct disuse of burial or burning ground ; penalty	„ s. 240.
Licensing of grave-diggers and other attendants at public burial or burning ground	„ s. 242.
Directions as to depth of grave, distance between graves, re-opening of graves, and other matters relating to burial, and directions as to burning ; penalty	„ s. 241.
Penalty for improperly carrying, etc., corpse	„ s. 241.
Power to make bye-laws for management of burial and burning grounds	„ s. 255.

(p) OFFENSIVE AND DANGEROUS TRADES.

Licensing of ; appeal ; penalty ; exception as to places used by Government	„ ss. 188, 189, 193.
Power to make byelaws for management of offensive trades	„ s. 255.
<i>See also above, (j).</i>	

(q) PREVENTION OF FIRE.

Regulation of use of inflammable materials in external roof, wall, etc.	„ s. 179.
Licensing of gunpowder or firework manufactory, place for storing explosive or combustible materials, or place for sale or storage of wood, thatching materials, hay, grass, straw or coal ; appeal ; limitation of appeal ; penalty	„ ss. 188, 189.
Exception as to places used by Government	„ s. 193.

(r) HACKNEY-CARRIAGES, ETC.

Licensing of livery or hack-stables, horse-lines, veterinary infirmaries and cattle-sheds or yards ; appeal ; penalty	„ ss. 188, 189.
Exception as to places used by Government	„ s. 193.
Carrying of persons suffering from dangerous infectious disease	„ ss. 233A, 233B.
Owner or driver of public conveyance not bound to carry diseased person except on payment of sum sufficient to meet expenses of disinfecting, etc.	

(s) ENTRY AND INSPECTION.

General power to enter building or land	„ s. 274(1).
Power to enter building or land to examine water-pipes, etc.	„ s. 148.
„ „ lands adjacent to municipal works, for depositing materials, etc.; compensation ; notice of entry	„ s. 275.

MUNICIPALITY—contd.**XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—contd.****6. The Public Health, Safety and Convenience—contd.****(s) ENTRY AND INSPECTION—contd.**

Expense of inspection of drain, latrine, privy or cesspool, when to be borne by owner and when by Municipal Council	Mad. Act 4, 1884, s. 215.
Precautions to be observed in entering building occupied by woman	" s. 274(2).

See also above (k), (n).

(t) REGISTRATION OF BIRTHS AND DEATHS.

Municipal Fund applicable to	" s. 113.
Register to be kept and registrars appointed	" s. 243.
Registrar to reside in his district, and to post his name; list of registrars to be published	" s. 244.
Register-book to be printed	" s. 245.
Registrar to inform himself of, and register, all births and deaths	" s. 246.
Information of births and deaths by whom to be given	" ss. 247, 248, 248A.
Signing of register; extracts from register; custody, search and inspection of register	" s. 249.

(u) EDUCATION.

Municipal Fund applicable to diffusion of	" s. 113.
Municipal Council to provide for instruction of children in schools	" s. 117.
Methods of providing instruction (maintaining schools, giving grants-in-aid to schools, etc.)	" s. 118.
Local Government may direct Municipal Council to give grant-in- aid to school for children of particular class of inhabitants	" s. 120.
Municipal Council may maintain or aid free primary schools	" s. 119.
Local Government to prescribe standards of instruction	" ss. 121, 250(e).
Fees to be levied in schools; power to exempt from payment	" ss. 122, 250(e).
Municipal Council may provide for—	
inspection of schools	" s. 124.
training of teachers	
training persons for practice of medicine, vaccination or any technical or industrial calling, or	
maintenance of public libraries, reading-rooms, gymnasias, etc.	
Power to make rules as to grants-in-aid	" s. 250(f).
Inspection of schools, etc., by Government officers	" s. 253.

(v) MISCELLANEOUS.

Municipal Fund applicable to construction, etc., of lunatic asy- lums, poor-houses and choultries, sanitary inspection, and other measures of public utility	" s. 113.
Licensing of public halting-places and cart-stands; appeal; penalty	" ss. 188, 189.
Power to provide places for cart-stands or public halting-places, and levy fees for use thereof	" s. 190.

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*contd.*6. The Public Health, Safety and Convenience—*concl'd.*(v) MISCELLANEOUS—*cont'd.*

Weights and measures ; power to examine and test	Mad. Act 4, 1884, s. 235.
Penalty for keeping pigs so as to be a nuisance	„ s. 230A.
„ for unlawful removal of sand, earth, etc., from public river, etc.	„ s. 229.
„ for depositing offensive matter or rubbish on public quay, jetty, landing-place, or on bank of tank or water-course or on private property without consent of owner or occupier	„ s. 219(i).
Power to prohibit cultivation, etc., within municipal limits, if injurious to health ; compensation	„ s. 228A.
Stray dogs and pigs ; destruction of	„ s. 230.
Power to make bye-laws as to conservancy and for securing good government and well-being of municipality	„ s. 255.
Power to exempt municipality from ss. 117 to 249 or any of them	„ s. 116.
Licensing of places of public resort or entertainment. <i>See</i> PLACES OF PUBLIC RESORT, ETC.	

7. Supplemental.

License to state period for which it is to be in force	„ s. 267A.
Rules ; power to make	„ ss. 38, 43, 250.
Bye-laws ; power to make	„ s. 255(1) [s. 255am. in hill municipalities, Mad. Act 2, 1907, s. 5(1)(g)].
„ penalty for breach of	„ s. 255(1), (2) [s. 255am. in hill municipalities, Mad. Act 2, 1907, s. 5(1)(g)].
„ confirmation of	„ s. 255(3). [s. 225am. in hill municipalities, Mad. Act 2, 1907, s. 5(1)(a)].
Rules and bye-laws to be published in draft	„ s. 256(1).
„ „ not to have effect until three months after publication	„ s. 256(2).
Act, rules and bye-laws to be kept at municipal office for sale	„ s. 257.
Notices, etc.; service of	„ s. 271.
„ when to be served on occupier	„ s. 272.
Notice ; when not complied with, Municipal Council may perform act	„ s. 264.
Penalty for not complying with notice	„ s. 264(1).

MUNICIPALITY—*contd.*XIV.—MADRAS PRESIDENCY (EXCEPT THE CITY OF MADRAS)—*concl'd*7. Supplemental—*contd.*

Penalty for unlawfully doing act without license or permission or in contravention of terms thereof	Mad. Act 4, 1884, s. 263.
„ „ breach of Act, order or notice	„ s. 264A.
Prosecution not to be started by private person	„ s. 280.
Notice to be put up when Municipal Council sets any place apart for purposes of Act or prohibits doing of act in any place	„ s. 276.
Penalty for defacing, etc., notice	„ s. 277(2)
Publication of notifications, bye-laws, orders, notices, etc.	„ ss. 289, 289A.
Recovery of cost of work executed by Municipal Council in default of owner or occupier; power to require occupier to pay to Municipal Council rent due to owner	„ ss. 264, 265.
„ moneys claimable by Municipal Council	„ s. 269.
Limitation of three years for distraint, suit or prosecution in respect of money due to Municipal Council	„ s. 269A.
Execution of work by occupier in default of owner; deduction of expenses from rent	„ s. 266.
As between owner and occupier, obligation imposed by Act rests primarily with owner	„ s. 272(2).
Deduction from rent of sums paid by occupier for owner	„ ss. 266, 272(3).
Procedure where occupier obstructs owner in execution of Act	„ s. 273.
Compensation payable out of Municipal Fund	„ s. 278.
„ „ to Municipal Council for damaging its property	„ s. 281.
Surplus sale-proceeds if not claimed within six months to be forfeited to Municipal Council	„ s. 270.
Penalty for obstructing Municipal Council or any person in exe- cution of Act, or removing mark	„ s. 277(1).
„ omitting to furnish information or for furnishing false information	„ s. 283.
„ illegal taking of money or seizure of property, etc.	„ s. 284.
Payments for unauthorized occupation of municipal land	„ s. 268.
Fees for licenses, registration, etc.	„ s. 267.
Fines, costs, etc.; recovery of	„ 286(1), (2).
„ application of	„ s. 286(3).
Delegation of Local Government's powers	„ s. 288.
Vacancies and irregularities not to invalidate proceedings	„ ss. 258, 262.

XV.—CITY OF MADRAS.

1. Preliminary.

Definitions

Mad. Act 3, 1904, s. 3(am.
Mad. Act 4,
1907, s. 3):

MUNICIPALITY—*contd.*

XV.—CITY OF MADRAS—*contd.*

2. Constitution and Government.

(a) THE MUNICIPAL AREA.

Power to declare area	Mad. Act 3, 1904, s. 3(6).
„ divide area	„ s. 37, Sch. 3.

(b) MUNICIPAL AUTHORITIES.

Respective functions of	„ s. 15.
The Corporation :	
Constitution and incorporation of	„ s. 4.
Election and appointment of Commissioners	„ s. 5.
Qualification for election or appointment as Commissioner	„ s. 33.
Disqualifications for	„ s. 34.
Election of Commissioners and procedure thereat ; corrupt practices at election ; temporary appointment by Local Government on failure of election	„ 31, 38 to 53.
Distribution of Commissioners among divisions	„ s. 38.
Qualification of voters	„ s. 32.
Preparation, publication and revision of lists of persons qualified to be elected and to vote ; appeal to Presidency Magistrate	„ ss. 46 to 52.
Term of office of Commissioners	„ s. 56.
Office of Commissioner to cease on subsequent disqualification	„ ss. 54, 55.
Resignation of Commissioners	„ s. 36.
Filling of casual vacancies	„ s. 57.
President ; appointment, powers, responsibility, duties, salary and removal of ; to be <i>ex officio</i> a Commissioner ; delegation of power	„ ss. 4(1), 9 to 11, 20 to 23.
„ leave of absence to ; leave-allowance ; appointment of substitute	„ s. 60 to 62.
„ to submit reports	„ s. 30.
„ to represent Corporation in respect of legal proceedings ; to admit compromise, withdraw claims, etc.	„ s. 458.
General powers and duties of Corporation	„ s. 16.
Standing Committee ; constitution of	„ s. 8.
„ „ general powers and duties of ; appeal from President to	„ ss. 17 to 19, 427.
„ „ power of, to appoint sub-committees and make rules	„ ss. 82, 84.
Interested Commissioner not to vote	„ s. 35.

(c) OFFICERS AND SERVANTS.

Revenue-officer, Health Officer and Engineer :	
Appointment, salaries, leave-allowances, pension, duties and removal of	„ ss. 12 (am. Mad. Act 4, 1907, s. 2), 60 to 62.
Special Sanitary Officer :	
Power to appoint ; salary ; his powers of entry and inspection	„ ss. 13, 14.

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*2. Constitution and Government—*contd.*(c) OFFICERS AND SERVANTS—*contd.*

Other officers and servants :

Appointment, salary and removal of ; appeals from orders of suspension or dismissal	Mad. Act 3, 1904, ss. 58, 59.
Power to make bye-laws as to performance of duties by	„ s. 409(4).
Leave of absence ; leave-allowances ; appointment of substitutes	„ ss. 60 to 65.
Security, pensions and gratuities	„ ss. 64, 65.
Municipal officers and servants deemed “ public servants ”	„ s. 465.
Exercise of powers of police by	„ s. 464.
Scavengers, etc., to give and receive notice previous to resignation or discharge ; penalty ; leaving without notice	„ s. 425.

(d) GENERAL POWERS OF OFFICIAL CONTROL.

Power of Local Government—

to provide for performance of duties in default of Commissioners and to direct raising of funds for the purpose	„ ss. 24 to 27.
to call for statistics	„ s. 19.
to cancel bye-laws made by municipal authority	„ s. 419.
to determine in case of dispute, the respective functions of municipal authorities	„ s. 15(2).
Sanction of Government required in case of projects or contracts costing over one lakh of rupees	„ ss. 28, 66 (2)(c).

(e) CONDUCT OF BUSINESS.

Municipal office for transaction of business	„ s. 70.
Corporation :	
Time and place for holding meetings ; special meetings ; notice of meetings ; business to be transacted at meetings	„ ss. 72 to 76.
Who to preside at meetings	„ s. 78.
Quorum	„ s. 78(4).
Adjournment of meetings	„ ss. 78(b), 79.
Vote of majority ordinarily decisive ; casting vote	„ ss. 77, 78 (2), (3).
Record and signature of proceedings ; proceedings to be kept open to inspection	„ s. 80.
Special Committees ; appointment of	„ s. 81.
Power to make bye-laws for regulation of conduct of business at meetings of	„ s. 409(1).
Standing Committee :	
Time and place for holding meetings ; special meetings ; who to preside at meetings ; quorum ; decision to be by majority of votes ; rules for proceedings	„ ss. 83 to 85.
Vacation of office of member failing to attend four consecutive meetings	„ s. 83(8).
Sub-Committees of	„ s. 82.
Records, etc., of Corporation to be open to Commissioners	„ s. 71.

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*

3. Taxation, and Payments for Occupation of Land.

Taxes which may be imposed	Mad. Act 3, 1904, ss. 115, 116.
Power of Local Government to direct levy or increase of taxes to provide for performance of duties in default of Commissioners }	" s. 26(1)(c).
Lists of persons and property liable to taxes	" ss. 118, 119.
Tax on arts, professions, callings, offices and appointments ; { assessment, payment and recovery of	" ss. 120 to 128. Sch. 5.
Tax on buildings and lands :	
Assessment and payment of	" ss. 129 to 144.
Remission of tax for period during which building remains } unoccupied	" s. 142.
Water and drainage tax :	
Assessment, payment and recovery of	" ss. 145 to 147.
Application of	" s. 147.
Lighting-tax :	
Assessment and payment of	" ss. 148, 149.
Separate account to be kept for	" s. 148(3).
Tax on vehicles and animals :	
Assessment, payment and recovery of	" ss. 150 to 157, Sch. 6, s. 423 (2), (3), (4).
Power to compound for	" s. 152.
Licenses ; penalty for omitting to take out	" ss. 156, 423.
Registration of vehicles	" s. 150(3).
Tax on carts and vehicles without springs :	
Registration of carts, etc. ; tax on registration ; remission of tax ; exemptions ; recovery of tax ; seizure and sale of un- } registered carts ; penalties	" ss. 158 to 163.
Tolls on vehicles and animals entering municipal limits :	
Collection and leasing of	" ss. 164 to 171, Sch. 5.
Power to compound for	" s. 169.
Penalty for unlawful collection of tolls	" s. 170.
Payments for occupation of municipal lands :	
Power to demand ; recovery of	" s. 408.
Disposal of complaints, objections, applications for revision, and } appeals ; limitation ; reference to High Court	" ss. 172 to 177.
When amount of tax altered, increased amount to be levied or } refund made	" s. 177.
Collection of taxes generally ; distress and sale ; suits ; prosecu- } tions ; service of bills, notices, etc. ; bye-laws	" ss. 178 to 190, 409(5).
Recovery of tax from occupier ; right of occupier to deduct from } rent tax paid on account of owner	" s. 187.
Assessment, etc., not invalid for defect of form	" s. 191.
Contractors and agents for collection of taxes or of payments on } account of municipal lands deemed " public servants "	" s. 465.
Exemption from taxes :	
Power of Commissioners to exempt persons unable to pay	" s. 117.

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*3. Taxation, and Payments for Occupation of Land—*contd.*Exemption from taxes—*contd.*

Light-houses, public piers, wharves, jetties, etc., places of public worship, hospitals, and burial and burning grounds, exempted from tax on buildings and lands and water-tax	Mad. Act 3, 1904, s. 129.
Buildings and lands less than Rs. 14 in value, exempted from tax on buildings and lands, water and drainage tax and lighting-tax	„ ss. 129(f), 145(2), 148(2).
Power of Local Government to exempt any area from water-tax or lighting-tax	„ ss. 145, 148.
Property of Madras Port Trustees exempted from assessment of any rate or tax	Mad. Act 2, 1906, s. 34.
Tax on vehicles and animals:	
Power to exempt vehicle used solely for conveyance of children	Mad. Act 3, 1904, s. 150, (last proviso).
Certain vehicles and animals exempted	„ s. 151.
Tax on carts:	
Certain carts exempted	„ ss. 158(1), 159.
Toll on vehicles and animals entering municipal limits:	
Certain property exempted	„ s. 168.

4. Municipal Fund and Property.

Municipal Fund; constitution of	„ s. 87.
„ „ custody and investment of	„ s. 90(1).
„ „ authority for payments from	„ s. 90.
„ „ application of	„ ss. 41, 87(2), Sch. 4, ss. 83, 89, 98, 114, 457(6).
„ „ budgets	„ ss. 91 to 98.
„ „ audit of accounts	„ ss. 110 to 114.
„ „ power of Local Government to direct raising of loans	„ s. 27.
„ „ borrowing powers; form and effect of debentures; debentures transferable by endorsement; sinking fund; payment of interest on debt; consolidation of loans	„ ss. 99 to 108.
„ „ attachment of, for recovery of money borrowed from Government; effect of attachment	„ s. 109.
„ „ bye-laws as to form of estimates, budgets, returns, accounts, etc.	„ s. 409(2), (3).
Municipal property; what property vested in Commissioners	„ ss. 7, 201, 209, 228.
„ „ rubbish and offensive matter collected under orders of President to be property of Commissioners	„ s. 297.
„ „ acquisition of land or building for Commissioners	„ ss. 232, 338, 406, 407.
„ „ power to sell or lease land	„ s. 406(2), (3).

MUNICIPALITY—*contd.*

XV.—CITY OF MADRAS—*contd.*

4. Municipal Fund and Property—*contd.*

Contract; power to enter into	Mad. Act 3, 1904, s. 66.
procedure for entering into, and mode of executing; sealing; specifications in; sanction or approval of Local Government, Corporation or Standing Committee when required to execution; variation and discharge of; tenders; security for performance of	„ ss. 66 to 69.
penalty on Commissioner, President, officer or servant being interested in, made with Corporation	„ ss. 54, 55, 422.
Suit against Commissioners, etc.; notice of suit; limitation; tender of amends	„ s. 457.
President; to represent Corporation in respect of legal proceedings; power of, to admit, compromise or withdraw claim, etc.	„ s. 458.

5. Police.

Municipal Commissioners to pay to Government part of cost of	Mad. Act 7, 1878, ss. 3, 5.
Annual statement and estimate to be furnished by Commissioner of Police to Municipal Commissioners of receipts and expenditure on account of	„ s. 6.
Police-officers to report offences and assist Commissioners and their officers	Mad. Act 3, 1904, s. 462.
power of, to arrest offenders; detention of offender	„ s. 463.

6. The Public Health, Safety and Convenience.

(a) STREETS AND PUBLIC PLACES.	(j) FOOD, DRINK AND MEDICINE.
(b) BUILDINGS.	(k) VACCINATIONS.
(c) DANGEROUS BUILDINGS, ETC.	(l) RESTRAINT OF INFECTION.
(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(m) DISPOSAL OF THE DEAD.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(n) OFFENSIVE AND DANGEROUS TRADES.
(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.	(o) PREVENTION AND EXTINCTION OF FIRE.
(g) SLAUGHTER-PLACES, ETC.	(p) HACKNEY-CARRIAGES, HACK-STABLES, HORSE-LINES, CART-STANDS, CATTLE-YARDS, ETC.
(h) BATHING AND WASHING PLACES.	(q) ENTRY AND INSPECTION.
(i) WATER-SUPPLY.	(r) TAKING OF CENSUS AND REGISTRATION OF BIRTHS AND DEATHS.
	(s) MISCELLANEOUS.

(a) STREETS AND PUBLIC PLACES.

Municipal Fund applicable to—

lighting of public streets, places and buildings	} Mad. Act 3, 1904, s. 87, Sch. 4.
regulation of traffic	
prevention and removal of obstructions in public streets or places	
cleansing and watering of streets	
construction, etc., of streets, bridges, etc.	
naming of streets	
removal of undue projections	
planting of trees in public streets and places	

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) STREETS AND PUBLIC PLACES—*contd.*

Public street, etc., vested in Corporation	Mad. Act 3, 1904, s. 228.
Rights, powers and duties of Commissioners in respect of public streets ; acquisition and disposal of land and of building-sites adjoining streets	„ ss. 229 to 232, 237.
Power to close streets	„ ss. 230, 251, 240.
Private street, making of, under license	„ ss. 242 to 245.
„ „ conversion of, into public street	„ s. 246.
Public street ; alteration of buildings to improve line of ; compensation	„ ss. 233 to 236.
„ „ troughs and pipes for carrying water from building	„ s. 221.
„ „ culverts over ditches, etc., at entrance of building adjoining	„ s. 217.
„ „ lighting of ; prohibition against removing or damaging lamps, etc.	„ ss. 290, 291, 409(8).
„ „ watering of	„ s. 238.
„ „ naming of ; penalty for defacing, etc., name	„ s. 254.
Cleansing of streets	„ s. 296(a).
Speedy restoration of street after repairs, etc. ; fencing, guarding and lighting	„ ss. 240, 250.
License to be obtained and hoards to be set up, etc., when repairing building in or near street	„ s. 253.
Precautions to be taken by President against accidents in repairing street, etc. ; penalty for extinguishing light, etc.	„ ss. 250, 251.
Penalty for injuring, altering, etc., pavement or other materials of street	„ s. 241.
Penalty for allowing sewage to flow into street	„ s. 300(6).
Trimming of trees overhanging public street	„ s. 239.
Power to prohibit sales in public street	„ s. 351.
Prohibition and powers with respect to obstructions in, encroachments on, or projections over, public street, etc., from building, etc. ; compensation	„ ss. 247 to 249.
Power to permit temporary erection in street on occasion of festival or ceremony	„ s. 249(b).
Causing obstruction, or making holes in street	„ s. 252.
Power to make bye-laws for laying out of streets	„ s. 409(7).
<i>See also below, (b).</i>	

(b) BUILDINGS.

Municipal Fund applicable to regulation of buildings, numbering of houses and construction, etc., of buildings for purposes of Act	„ s. 87, Sch. 4.
Buildings and lands on the esplanade ; provisions as to	„ ss. 470 to 473.
Power to require building, etc., to be fenced	„ s. 239(I)(a).
Permission to put up projecting verandahs, etc.	„ s. 249(a).
Regulation of line of buildings ; compensation	„ ss. 233 to 236.

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(b) BUILDINGS—*contd.*

No building to be constructed or re-constructed except in accordance, with building regulations	{ Mad. Act 3, 1904, s. 260, Schs. 11, 12.
Power to regulate future construction of certain classes of buildings in particular streets or localities	{ " s. 261.
Power to affix brackets for wires or lamps	" s. 289.
Unlawful building over public drain, or on ground covered, etc., by rubbish	{ " s. 216.
Roof, wall, etc., not to be made of inflammable material without permission of President	{ " s. 262.
Construction or restoration of building; sanction to be obtained for site; plans; powers of President; appeal; penalty	{ " ss. 264 to 275, 278 to 284, 424, Schs. 11, 12.
Doors, etc., not to open out on public street	" s. 263.
Power as to demolition, alteration, etc., of building unlawfully commenced, carried on or completed; penalty	{ " ss. 287, 424(c).
Alterations or additions to building; application of Act to; penalty	{ " ss. 286, 424(c).
Penalty for unlawful building	" s. 424.
External walls adjoining public street to be kept in repair	" s. 285.
Exemption of certain buildings from certain provisions	" s. 288.
Numbering of buildings; penalty for defacing, etc., number	" s. 255.
Power to make bye-laws as to regulation of	" s. 409(7).
Lighting of public buildings; prohibition against removing or damaging lamps, etc.	{ " ss. 290, 296.
<i>See also above, (a), and below, (c), (d).</i>	

(c) DANGEROUS BUILDINGS, ETC.

Municipal Fund applicable to control, supervision and removal of dangerous places, buildings, etc.	{ " s. 87, Sch. 4.
Power to stop construction of building or well dangerous to human life	{ " ss. 276, 277.
Fencing and removal, securing or repair of ruinous or dangerous building, tree, etc; appeal	{ " ss. 256 to 258, 427(I)(a).
Filling up, repair, protection or enclosure of dangerous tank, well, hole, etc.	{ " s. 259.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Municipal Fund applicable to reclamation of unhealthy localities, removal of excessive or noxious vegetation, and regulation and control of unhealthy buildings and localities	{ " s. 87, Sch. 4.
Securing, enclosing, cleaning or cleansing of building or land untenanted or a nuisance	{ " s. 305.
Cleansing, etc., of building or land in filthy or unwholesome state or overgrown with noxious vegetation	{ " ss. 306, 307.
Power with reference to building or block of buildings occasioning risk of disease; compensation; appeal	{ " ss. 308, 427(I)(a).
Power to prohibit use as human habitation of building unfit for that purpose	{ " s. 309.

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION—*contd.*

Abatement of overcrowding in building	Mad. Act 3, 1904 s. 310.
Filling-up, draining, fencing, etc., of wells, receptacles of stagnant water, etc.	„ ss. 301 to 304, 427(I)(a).
Maintenance of fences and trimming of hedges or trees	„ s. 239.

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Municipal Fund applicable to maintenance, etc., of sewage farms and tramways and other works for removal of sewage, and to scavenging	„ s. 87, Sch. 4.
Rubbish and offensive matter deposited as provided, to vest in Corporation	„ s. 297.
Places for deposit and method of removal; prohibition against deposit elsewhere	„ ss. 293, 294, 296(b), 300(2).
Provision of receptacles for temporary deposit, and removal	„ s. 292, 296. (b).
Prohibition against keeping offensive matter, etc., on premises more than 24 hours or not in proper receptacle	„ s. 300.
Power to provide for removal of sewage, etc., by contract with occupier of building or land	„ s. 295.
Maintenance of establishment for removal of sewage from latrines and urinals not connected with drain	„ s. 299.
Removal of carcases of dead animals	„ s. 317.

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipal Fund applicable to construction, etc., of latrines, privies, urinals, drains, sewers and drainage-works	„ s. 87, Sch. 4.
Rights, powers and duties of Commissioners in respect of drainage system; carrying drainage work across private property; compensation	„ ss. 202, 203, 208, 210 to 213.
Public drains, drainage-works, etc., vested in Corporation	„ s. 209.
Prohibition of building over public drain without permission; appeal	„ ss. 216, 427(I)(b).
Power to require construction of culverts over ditches, etc.	„ s. 217.
Powers exercisable outside municipality in respect of making connecting drains, etc.	„ ss. 202, 203, 211.
Drainage of private premises; right of owner or occupier to empty his house drain into municipal drain; power to require owner to construct house drain and to allow drains of other buildings to be connected with it; draining of buildings by combined operation; appeal from President's action under ss. 214, 218	„ ss. 214, 215, 218 to 220, 427.
Cesspools, latrines, privies and urinals for private premises; latrines to be screened from view; appeal	„ s. 224, 427(I)(a).
Latrines and urinals for workmen, markets, cart-stands and cattle-stands; appeal	„ ss. 225, 226, 427(I)(a).
House drains, private latrines, etc., to be under municipal control	„ s. 227.
Repair, cleansing, etc., of private latrine	„ s. 300(5).
Penalty for throwing refuse, etc., into drain	„ s. 300(b).

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*contd.*

Provision and maintenance of latrines and urinals for public use	Mad. Act 3, 1904, s. 222.
Licensing of latrines and urinals for public use	" s. 223.
Bye-laws as to drains, etc.	" s. 409(9) to (12).

(g) SLAUGHTER-PLACES, ETC.

Municipal Fund applicable to construction, etc., of public slaughter-houses	" 87, Sch. 4.
Corporation to provide slaughter-houses, and may charge rents and fees for use thereof	" s. 331.
Licensing of slaughter-houses and places for selling or storing meat; power to allow slaughtering at any place on occasion of festival, etc.; appeal	" ss. 332, 333, 427.
Licensing of slaughter; fees; power to allow slaughter for religious ceremony	" ss. 334, 335.
Licensing of butchers	" s. 350.
Power of entry and inspection	" s. 352.
" to make bye-laws for control, etc., of butchers, slaughter-houses, and places used for keeping, etc., meat	" s. 409(14).

(h) BATHING AND WASHING PLACES.

Provision of; penalty for fouling water of	" s. 318.
Provision of public wash-houses; prohibition against washing clothes by washermen at unauthorized places	" ss. 329, 330.
Power to make bye-laws as to	" s. 409(6).

(i) WATER-SUPPLY.

Municipal Fund applicable to construction, etc., of water-works, drinking fountains, tanks and wells	" s. 87, Sch. 4.
Provision of, by Corporation; construction of works, etc.	" ss. 192 to 194, 197, 200, 202, 203.
Public tanks, water-works, etc., vested in Corporation	" s. 201.
Powers exercisable outside municipality in respect of	" ss. 202, 203.
Power to cut off supply for non-payment of water and drainage tax or misuse or waste of water	" s. 196.
Notice to be given if water wasted	" s. 195.
Power to make bye-laws for measurement of water supplied for domestic purposes, etc.	" s. 409(6).
Trespass on premises connected with	" ss. 198, 199.
Penalty for damaging works, diverting water, etc.	" ss. 206, 207.
Fouling of water by carrying on offensive trade; entry of premises and examination of pipes, etc.	" ss. 320, 321, Sch. 2.
Prohibition against fouling drinking water	" s. 319.
Control over private tanks, etc., used for drinking purposes; appeal	" ss. 301 to 303, 427(I)(a).
Laying of water-pipes; notice; compensation; appeal	" ss. 204, 205, 427(I)(a).

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(i) WATER-SUPPLY—*contd.*

Construction or restoration of well ; powers of President	{	MadAct3,1904, ss.264to 266,273to277.
Cleansing, filling up or draining of public wells, etc., injurious to health	{	„ s.304.
Powers to make bye-laws as to use of public tanks, etc.	„	s.409(6).

(j) FOOD, DRINK AND MEDICINE.

Licensing of bake-houses and manufactories of ice or aerated water ; appeal	{	„ ss.328, 427(I)(c)-
Public market ; definition	„	s.336.
„ „ Municipal Fund applicable to construction, etc., of	{	„ s.87,Sch.4.
„ „ power to provide markets and charge rents, fees, etc.	{	„ s.337.
„ „ acquisition or appropriation of land for build- ing of shops, etc. ; roads and approaches ; power to make bye-laws	{	„ ss.338,339, 340,409.
„ „ expulsion of person disobeying bye-law	„	s.340.
„ „ power to sell, let or close	„	s.341.
„ „ penalty for selling in, without license	„	s.342.
„ „ lighting of ; prohibition against removing or damaging lamps, etc.	{	„ ss.290,291.
Private market not to be opened without sanction ; penalties	„	s.343.
„ „ licensing of ; prohibition against opening, keep- ing open or selling in unlicensed private mar- ket ; appeal	{	„ ss.344to346, 348,427.
„ „ power to require construction of approaches, passages, latrines, drains, etc., for, and roofing, paving, ventilation, water-supply and proper cleansing, etc., of ; suspension or refusal of license on default	{	„ ss.347,348.
Latrines and urinals for market	„	s.226.
Power to make market regulations	„	s.349.
Licensing of butchers	„	s.350.
Power to enter and inspect place used for unauthorised slaughter of animal or sale of flesh ; no compensation for damage or use of force	{	„ s.352.
President to provide for constant and vigilant inspection of articles of human food ; seizure and disposal of diseased or unwholesome animals and articles and vessels, etc., used for preparing, etc., such articles	{	„ ss.353to356.
Prohibition against sale of articles of food or drugs not of the nature demanded or not properly compounded, etc.	{	„ ss.357to359.
Compulsory sale of articles of food or drugs for purposes of ana- lysis ; procedure	{	„ ss.360,361.
Power to make bye-laws for inspection, management, etc., of markets, shops, etc.	{	„ s.409(15) to(19).

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(j) FOOD, DRINK AND MEDICINE—*contd.*

Power to make bye-laws for inspection of milch cattle and regulation of dairies, securing cleanliness of milk stores, milk shops and milk-vessels, protecting milch cattle and milk against infection or contamination	Mad Act 3,1904, s.409(21). (22),(23).
--	--

See also above, (g).

(k) VACCINATION.

Municipal Fund applicable to vaccination and to training and supervision of vaccinators	„ s.87, Sch.4.
Power to declare vaccination compulsory; no penalty for non-vaccination if person has had small-pox	„ s.374.
„ make bye-laws	„ s.409(26).

(l) RESTRAINT OF INFECTION.

Power to appoint Special Sanitary Officer; his salary and powers of entry and inspection	„ ss.13,14.
Construction, maintenance and contribution towards maintenance of hospitals for treatment of infectious disease in the city	„ s.362.
Medical practitioners to report cases of epidemic, endemic or dangerous infectious disease	„ s.363.
Power to enter dwelling-place to prevent spread of disease	„ s.364.
„ provide and maintain carriages for free conveyance of patients	„ s.365.
Removal of patients to hospital	„ s.366.
Cleansing or disinfection of building or articles	„ s.367.
Provision of places for disinfection or washing of clothing, etc.; disinfection free of charge; destruction of articles; compensation	„ s.368.
Prohibition against transmission, etc., of infected article without previous disinfection	„ s.369.
Carriage of infected persons in public conveyance; disinfection of conveyance	„ ss.370to372.
Prohibition against letting infected house or room	„ s.373.
Power to make bye-laws	„ s.409(24).

(m) DISPOSAL OF THE DEAD.

Burial and burning grounds:	
Municipal Fund applicable to regulation, etc., of	„ s.87, Sch.4.
Registration of	„ ss.385,386.
Licensing of	„ ss.387,388.
Closing of	„ ss.386,392.
Prohibition against using unregistered, unlicensed or closed ground	„ s.389.
Provision of, by Commissioners; application of Act to grounds provided outside municipality	„ ss.395,396.
Report of burials and cremations	„ s.390.
Licensing of grave-diggers and other attendants	„ s.394.

MUNICIPALITY—*contd.*XV—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(m) DISPOSAL OF THE DEAD—*contd.*

Burial in place of public worship	Mad. Act 3, 1904, s. 391.
Prohibition against burial or burning contrary to Act	„ s. 393.
Power to make bye-laws	„ s. 409(27).

(n) OFFENSIVE AND DANGEROUS TRADES.

Municipal Fund applicable to control, supervision, etc., of dangerous trades, and regulation and control of offensive trades	„ s. 87, Sch. 4.
Licensing of places for carrying on ; appeal ; entry and inspection	„ ss. 322, 323, 409(13), 427 (I)(c).
Smoke-producing or dangerous machinery or steam-boiler not to be erected without sanction of President ; height and dimensions of chimneys connected with steam-boilers ; appeal	„ ss. 324, 427 (I)(b).
License for importation of timber or firewood ; refund of part of license-fee on re-export ; appeal	„ ss. 327, 427 (I)(a).
Fouling of water by carrying on offensive trade ; entry of premises and examination of pipes, etc. ; expenses	„ ss. 320, 321, Sch. 2.
Power to make bye-laws for inspection, management, etc., of places used for carrying on	„ s. 409(13).

(o) PREVENTION AND EXTINCTION OF FIRE.

Roof, wall, etc., not to be made of inflammable materials without permission of President	„ s. 262.
Licensing of gunpowder or firework manufactories and places to be used for any dangerous or offensive trade, etc., ; entry and inspection	„ ss. 322, 323, 409(13).
Licensing of places for storage of wood, firewood, straw, coal or other combustible materials ; appeal ; directions for prevention of fire ; exceptions in favour of Government	„ 325 to 327, 427(I)(c).
Municipal Fund applicable to extinction of fires	„ s. 87, Sch. 4.
Expenses incurred by police for extinction of fire to be paid by Municipal Commissioners	Mad. Act 3, 1888, s. 62.

(p) HACKNEY-CARRIAGES, HACK-STABLES, HORSE-LINES, CART-STANDS, CATTLE-YARDS, ETC.

Licensing of livery or hack stables, horse-lines, veterinary infirmaries, cart-stands, cattle-sheds, cattle-yards, etc. ; appeal	Mad. Act 3, 1904, ss. 314, 315, 427.
Latrines and urinals for such places	„ s. 226.
Power to make bye-laws for inspection, management, etc., of such places	„ s. 409(20), (21).
Power to direct discontinuance of use of stable, cattle-shed, etc., as such ; appeal	„ ss. 316, 427 (I)(a).
Carriage of persons suffering from dangerous disease	„ ss. 370 to 372.
Owner or driver of public conveyance not bound to carry diseased person except on payment of sum sufficient to meet expenses of disinfection, etc.	„ s. 371.

MUNICIPALITY—*contd.*

XV.—CITY OF MADRAS—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(g) ENTRY AND INSPECTION.

Entry and inspection of—	
building for purposes of valuation	Mad. Act 3, 1904, s. 132(3).
building under construction or re-construction	„ s. 274.
place where dangerous disease is suspected to exist	„ s. 364.
places for carrying on offensive or dangerous trade	„ s. 321.
places used without authority for slaughter or for sale of meat	„ s. 352.
Power to make bye-laws for inspection of markets, shops, etc., and places used for carrying on offensive or dangerous trades, etc.	„ s. 409(13), (15).
Power to enter building or land to make survey or inspection or to execute work	„ s. 440.
Notice of entry when to be given	„ s. 440.
Power to enter lands adjacent to works; compensation; notice of entry; appeal	„ s. 441.
Precautions to be observed in entering building occupied by woman	„ s. 440.
<i>See also above, (b), (i), (j), (l).</i>	

(r) TAKING OF CENSUS AND REGISTRATION OF BIRTHS AND DEATHS.

Municipal Fund applicable to	„ s. 87, Sch. 4.
Power to make bye-laws as to	„ s. 409(28), (29).
Taking of census:	
Enumeration to be made; procedure	„ ss. 397 to 403.
Registration of births and deaths:	
Register to be kept and registrars appointed	„ s. 375.
Registrar to reside in his district, and to post his name; list of registrars to be published	„ s. 376.
Register-books to be printed	„ s. 377, Sch. 13, 14, 15.
Registrar to inform himself of, and register, all births and deaths	„ s. 378.
Information of births and deaths by whom to be given	„ ss. 379 to 383.
Signing of register; extracts from register	„ s. 384.

(s) MISCELLANEOUS.

Municipal Fund applicable to—	
construction, repair and maintenance of hospitals and dispensaries	„ ss. 87, 88, 89, Sch. 4.
training of medical practitioners and subordinates	
construction, etc., of parks and gardens	
sanitary measures	
construction and repair of school-houses for, and elementary instruction of, the poor, and training of teachers	
survey of houses and lands	
contributions towards public ceremonies or entertainments	
contributions to Municipal Councils or Local Boards	
all matters necessary for, or conducive to, public health, safety and convenience	

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*contd.*6. The Public Health, Safety and Convenience—*contd.*(s) MISCELLANEOUS—*contd.*

Fishing ; power to prohibit	Mad. Act 3, 1904, s. 311.
Penalty for removing earth, etc., from, depositing matter on, or making encroachment on, river, canal, etc.	„ s. 460.
Pigs ; penalty for keeping them so as to create a nuisance ; } entry and inspection }	„ s. 312.
„ straying ; destruction of	„ s. 313.
Penalty for feeding animal with filth	„ s. 312(c).
Weights, scales and measures ; provision of standards, and prevention of use of false weights, etc. }	„ s. 409(17).
Nuisance ; prosecutions and actions under other laws not affected	„ s. 461.
„ Municipal Fund applicable to abatement of	„ s. 87, Sch. 4.
Railways ; power to construct, work and lease, within or without City of Madras }	„ ss. 404, 405.
„ conducting drainage work across ; altering level of	„ s. 210.
Bye-laws to provide for lighting of City	„ s. 409(s).
„ for regulation of lodging-houses	„ s. 409(25).

7. Supplemental.

Rules ; power to make }	„ ss. 64, 84, 413, 414.
Bye-laws ; power to make	„ s. 409.
„ penalty for breach of	„ s. 410.
„ publication of, in draft	„ s. 412.
„ confirmation of	„ s. 411.
Bye-laws and rules ; publication of ; copies to be kept for sale	„ ss. 415 to 418.
Power of President to summon person to give evidence or produce document }	„ s. 429.
„ Local Government to cancel rules or bye-laws made by Municipal authority }	„ s. 419.
Penalties ; continuing offences }	„ ss. 420, 421, Schs. 16, 17.
Notices and permissions to be in writing	„ s. 430.
Consent of municipal authority or officer how proved	„ s. 431.
Notices and other documents ; signature may be stamped ; } service of }	„ ss. 432, 435, 436.
Notice ; publication of	„ ss. 433, 434.
„ penalty for defacing, etc.	„ s. 468.
Execution of work by President in default of owner or occupier ; } recovery of expenses ; saving of contracts }	„ ss. 442, 443.
Limitation on liability of occupier	„ s. 438.
Occupier may execute work in default of owner	„ s. 439.
Deduction from rent of amount paid by occupier for owner ; } saving of contracts }	„ ss. 187, 437, 439, 443.
Procedure where occupier prevents owner from carrying Act into execution }	„ s. 438.
Relief to trustees and agents	„ s. 444.

MUNICIPALITY—*contd.*XV.—CITY OF MADRAS—*concl'd.*7. Supplemental—*contd.*

Compensation ; power of Corporation to pay	Mad. Act 3, 1904, s. 445.
" for damage to property of Corporation	" s. 455.
Rent for occupation of ground ; charging and recovery of	" s. 408.
Recovery of sums due to Corporation	" s. 446.
Determination, apportionment and recovery of costs, damages, } compensation, charges or expenses }	" ss. 447 to 450.
Penalty for obstructing municipal contractor, etc., or removing } mark }	" ss. 466, 467.
Prosecutions ; power to direct	" s. 451.
" limitation of	" s. 452.
" Magistrate before whom to be instituted	" s. 453.
Publication of penalties	" s. 417.
Fines ; recovery of	" s. 454.
" application of	" s. 454(3).
Suit against Commissioners to compel them to carry out work or } perform duty }	" s. 456.
Vacancies and irregularities not to invalidate proceedings	" ss. 86, 460.
Licenses and permissions : provisions as to fees, penalties, appeal } Appeals ; limitation }	" ss. 426, 427.
Suit against Corporation, municipal authority or officer ; notice ; } tender of amends }	" ss. 427, 428.
No suit against municipal authority, servant, etc., for thing done } under Act with due care and attention }	" s. 457.
	" s. 459.

XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE.

A.—MUNICIPALITIES PROPER.

1. Preliminary.

Definitions	Act 20, 1891, ss. 3, 42(2), 91, 100(4), 114, 210(2).
-----------------------	--

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Procedure for constituting municipality	" s. 4.
Power to divide municipalities into wards, etc.	" s. 184(b).
" to alter municipal limits ; consequences to ensue on alter- } ation }	" ss. 194 to 197.
" to direct that municipality be transferred from one class } to another }	" s. 198.
" to except municipality from provisions of Act unsuited } thereto, or to withdraw municipality altogether from } operation of Act ; consequences to ensue on exercise } of power }	" ss. 199, 200.
District Boards and Local Boards not to have authority in muni- } cipality }	Act 20, 1883, s. 10(3).

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*

(b) CONSTITUTION OF MUNICIPAL COMMITTEES.

Appointment or election of members	Act 20, 1891, ss. 5, 41, 184 (1).
Corruption or intimidation at election	" s. 184 (2).
Term of office of members	{ " ss. 6 to 9, 12 (3), 184 (h).
Resignation or removal of members	
Filling of casual vacancies	" ss. 10, 11, 41.
Incorporation of Committee	" ss. 12, 41.
Member deemed to be "Municipal Commissioner"	" s. 13.
President and Vice-President; election or appointment of	" s. 14.
" " " term of office of	" s. 15.
" " " filling of casual vacancies in office	{ " ss. 15 (4), 16, 17 (2), 25 (i), 184 (h).
" " " of	
Notification of elections and appointments; power to refuse to notify election in certain cases	" s. 17.
	" s. 18.

(c) CONDUCT OF BUSINESS.

Time for holding meetings	" ss. 19, 25 (a).
Ordinary and special meetings	" s. 20.
Quorum	{ " ss. 21, 25 (c).
Who to be Chairman of meetings	
Vote of majority ordinarily decisive; Chairman has casting vote	" s. 22.
Record, signature and publication of proceedings; proceedings to be kept open to inspection; copy of resolutions to be sent to Deputy Commissioner	" s. 23.
Language (English or vernacular)	" s. 24.
Making and publishing of bye-laws as to conduct of business	" s. 184 (v).
Power of Local Government to make rules as to conduct of business	" ss. 25, 41.
Extraordinary powers of President and Vice-President in case of emergency	{ " s. 184.
Joint Committees: appointment of, by Municipal Committee and District Board or Cantonment Authority or another Municipal Committee; delegation of powers to, and framing of regulations for	
	" s. 26.
	Act 20, 1883, s. 24.
	Act 20, 1891, s. 27.

(d) OFFICERS AND SERVANTS.

Appointment, remuneration and removal of Secretary	" s. 29.
" " " other officers and servants	{ " ss. 30, 184 (i).
Dismissal of Government officials employed continuously from 15th September 1884	
	" s. 31.

MUNICIPALITY—*contd.*

XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

2. Constitution and Government—*contd.*

(d) OFFICERS AND SERVANTS—*contd.*

Power to make bye-laws as to appointment, duties, leave, suspension and removal	Act 20, 1891, s. 25(h).
Power to make rules as to procedure for punishment or dismissal of servants	" s. 184(n).
Power of Commissioner of Division to prevent extravagance in establishments	" s. 32.
Pensions, gratuities and leave-allowances	" ss. 33, 34 (am. Pun. [1] Act 1, 1905, s. 3).
Sweepers to receive or give one month's notice before discharge or resignation; penalty for resignation or absence from duty without notice; power to apply these provisions to other servants	" s. 203.

(e) GENERAL POWERS OF OFFICIAL CONTROL.

Copy of resolutions of Committee to be sent to Deputy Commissioner	" s. 24(2).
Periodical reports to be submitted by Committee to Deputy Commissioner or other officer	" s. 176(2).
Commissioner; power of, to prevent extravagance in establishments	" s. 32.
Commissioner or Deputy Commissioner; general powers of control exercisable by	" s. 176(1).
" " " power of, to suspend action of Committee or Joint Committee	" s. 177.
" " " power of, to provide for performance of duties in case of default of Committee	" s. 179.
Deputy Commissioner; extraordinary power of, in case of emergency	" s. 178.
Action under s. 177, 178 or 179 to be reported to Local Government; its powers	" s. 180.
Local Government, Commissioner and Deputy Commissioners to require that proceedings of Committees shall be in conformity with law	" ss. 181, 184(u).
Power of Local Government—	
to supersede Committee in case of incompetency, persistent default or abuse of powers; consequences to ensue on supersession	" s. 182.
to frame forms and make rules	" s. 184[1] (am. Pun. Act 1, 1905, s. 4).

[1] Punjab Act 1, 1905, has been extended to North-West Frontier Province by notification under Act 14, 1874.

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*concl'd.*(e) GENERAL POWERS OF OFFICIAL CONTROL—*contd.*

General powers of Local Government over Commissioners and Deputy Commissioners and of Commissioners over Deputy Commissioners	Act20,1891,s.185.
Settlement of disputes between Committees or between Committee and District Board or Cantonment Authority	Act20,1883,s.54. Act20,1891,s.183.

(f) MISCELLANEOUS.

Delegation to Commissioner of powers and functions of Local Government under ss. 5 (3), 10, 12 and 25 (2)	„ s.41.
Power of Local Government to make rules	„ s.184.

3. Taxation.

Taxes which may be imposed	„ s.42,Sch.ss. 43,44.
Procedure in imposing taxes	„ s.45.
Compounding for tolls	„ s.42(7),prov.
Power to abolish or reduce tax	„ s.46.
„ to exempt persons or property from taxation	„ s.47.
„ for Local Government to suspend levy of tax	„ s.48.
Remission of tax on unoccupied immoveable property	„ s.62.
Taxes not invalid for defect of form	„ s.49.
„ when payable	„ s.50.
„ receipts to be given for	„ s.51.
Appeals against taxation ; limitation	„ ss.52,53,54.
Duty of furnishing true information regarding liability to taxation ; penalty	„ s.55.
Assessment and recovery of taxes on immoveable property	„ ss.55to64.
Power to make bye-laws as to assessment and collection of taxes and as to fees payable in respect of notices of demand	„ s.143(s).
Recovery of taxes by distress and sale	„ s.201.
„ „ by process for recovery of arrears of land-revenue	„ s.64(3).
Power of entry for discovery of animals liable to taxation	„ s.109.
Octroi ; search for and examination of articles liable to	„ ss.65,66.
„ presentation of bill for	„ s.67.
„ penalty for evasion of	„ s.70.
„ power to make bye-laws as to	„ ss.143(f),(g), (2).
„ „ collect, in adjoining cantonment, under agreement with Cantonment Authority	„ s.143(3).
„ and tolls ; seizure and sale of property for recovery of	„ s.68.
„ „ leasing of	„ s.69.
„ „ exhibition of tables of	„ s.143(g),(h).
Simla : land, house and frontage taxes imposed in, validated	„ ss.208,209.

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*

4. Municipal Fund and Property.

Municipal Fund ; constitution of	Act20,1891,s.71.
“ “ power of Local Government to direct crediting to Municipal Fund of net proceeds of local rate levied in municipality under the Punjab District Boards Act, 1883	Act20,1883,s.9.
“ “ application of	Act20,1891,ss.26,72,178,179.
“ “ sanction of Local Government required to payment of salary to President out of	“ s.73.
“ “ authority on which money may be paid from	“ s.184(k).
“ “ custody and investment of	“ ss.74,75.
“ “ compensation when payable out of	“ s.149.
“ “ power to make rules as to accounts and estimates	“ s.184(r),(s).
Municipal property ; what property vested in Committee	“ s.76.
“ “ management of certain public institutions vested in Committee ; property, endowments and funds belonging thereto to be held by Committee in trust	“ s.77.
“ “ transfer of, to Crown	“ s.78.
“ “ conditions on transfer of, by sale, mortgage, lease, etc.	“ s.184(o).
“ “ acquisition of land for Committee	“ ss.40,85,91(I),92(I).
“ “ collections from house-scavenging to vest in Committee	“ s.117.
Transfer of public ferry to Municipal Committee	Act17,1878,s.7.
Allotment for benefit of area excluded from municipality	Act20,1891,s.196.
Disposal of, when municipal area withdrawn from operation of Act	“ s.200.
Contract ; procedure for entering into	“ s.95.
“ or transfer of property ; mode of executing	“ s.36.
“ penalty on member, officer or servant of Committee being interested in contract made with Committee	“ s.37.
Notice of suit against Committee or officer or servant thereof	“ s.38.
S. 38 of Act 20, 1891, not to apply to suit cognizable by Revenue Court	Act16,1887,s.94.
Liability of member of Committee for loss, waste or misapplication of money or property	Act20,1891,s.39.

5. Police.

Committee to maintain police-establishment	“ s.79(1).
Pay, leave-allowances, gratuities and pensions of police-establishment	“ s.79(2).
Local Government may relieve Committee from police-charges, and must then maintain police-establishment	“ s.80.

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*5. Police—*contd.*

Police to consist of body of watchmen or of part of general police-force	{	Act20,1891,ss.79(2),
		80(2).
Government, appointment, promotion, punishment, duties, powers and responsibilities of watchmen	{	„ ss.81(1),
		184(1).
Arrest without warrant of person obstructing watchmen		„ s.81(2).
Duties of police consisting of part of general police-force		„ s.82.
Police to report offences and to assist members, officers and servants of Committee	{	„ s.83(1).
		„ s.83(2),(3).
Arrest by police ; detention of person arrested		„ s.84.
Provision by Local Government of police-protection at fairs, etc.		„ s.173.
Powers of police for suppression of fire		

6. The Public Health, Safety and Convenience.

(a) STREETS AND PUBLIC PLACES.	(k) FOOD, DRINK AND DRUGS.
(b) BUILDINGS.	(l) RESTRAINT OF INFECTION.
(c) DANGEROUS BUILDINGS, ETC.	(m) DISPOSAL OF THE DEAD.
(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.	(n) OFFENSIVE AND DANGEROUS TRADES.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(o) PREVENTION AND EXTINCTION OF FIRE.
(f) DRAINS, LATRINES AND OTHER RECEP-TACLES FOR FILTH.	(p) DANGEROUS ANIMALS.
(g) HOUSE-SCAVENGING.	(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.
(h) SLAUGHTER-PLACES.	(r) ENTRY AND INSPECTION.
(i) BATHING AND WASHING PLACES.	(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.
(j) WATER-SUPPLY.	(t) MISCELLANEOUS.

(a) STREETS AND PUBLIC PLACES.

Municipal Fund applicable to construction, maintenance, improvement, cleansing and repair of public streets, bridges and embankments and watering and lighting of public streets	{	Act20,1891,s.72(2).
Acquisition of land for building-sites adjoining new streets		„ s.85.
Naming of streets ; penalty for defacing, etc., name		„ s.89.
General power to close street		„ s.86.
Power to close street in suppressing fire		„ s.173(b).
„ permit temporary occupation of street or land, and charge fees therefor	{	„ s.87.
„ to lay or carry cable, wire, pipe, drain, etc., through		„ s.120A.
Troughs and pipes for carrying water from buildings		„ s.121.
Cutting or trimming of hedges bordering on or branches overhanging street	{	„ s.130.
Penalty for driving vehicle in street without proper lights		„ s.159.
„ unlawfully—		
encroaching on street	{	
altering materials, fences or posts of street		
depositing building materials or making excavation in street		„ s.164.
removing material from beneath street		

MUNICIPALITY—*contd.*

XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(a) STREETS AND PUBLIC PLACES—*contd.*

Penalty for unlawfully—*contd.*

picketing animals or collecting carts on public ground, using public ground as halting place or encampment, or permitting animals to stray	Act 20, 1891, s. 166.
disturbing direction-post or lamp-post, or extinguishing light, in public place	" s. 168.

See also below, (p), (t).

(b) BUILDINGS.

Notice of new building; powers of Committee as to construction; compensation; appeal	" ss. 92, 94, 150.
Power to make bye-laws as to mode of construction of buildings	" ss. 93, 94.
" prevent use of inflammable materials in roof or external wall	" s. 90.
Regulation of line of buildings; compensation.	" s. 91.
Removal of projection or encroachment from building; compensation	" s. 95(1), (2).
Permission to put up projecting verandahs, etc.	" s. 95(3).
Attaching to buildings brackets for lamps	" s. 88.
Numbering of buildings; penalty for defacing, etc., number	" s. 89.
Unauthorised building over sewer, drain, culvert, water-course or water-pipe vested in Committee	" s. 124.
Penalty for building dangerously	" s. 165.

See also below, (c), (d), (g), (r).

(c) DANGEROUS BUILDINGS, ETC.

Repair, protection or enclosing of dangerous building, well, tank, reservoir, pool, depression or excavation	" s. 127.
Removal or repair of ruinous or dangerous building, wall, structure, bank or tree	" s. 128.

See also below, (t).

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Cleansing of building for sanitary reasons	" s. 107.
" filthy building or land	" s. 131.
Clearing away noxious vegetation or undergrowth	" s. 129.
Cutting or trimming of hedges bordering on street or branches overhanging street or source of public water-supply	" s. 130.
Power to prohibit use for human habitation of building unfit for such use; appeal	" ss. 132, 150.
Prohibition or regulation of cultivation, use of manure or irrigation injurious to health; compensation; penalty	" s. 134.
Securing or enclosing of untenanted building or land becoming a nuisance	" s. 133.

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Places for deposit, and directions for removal	Act 20, 1891, s. 97.
Disposal of dead bodies of animals; penalty	„ s. 100.
Penalty for keeping offensive matter more than 24 hours or not in proper receptacle }	„ s. 154.

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipal Fund applicable to construction, etc., of public drains and latrines }	„ s. 72(2).
Power to carry drain, sewer, etc., through street or private land; notice; compensation; unnecessary interference with private rights not to be caused }	„ ss. 120A to 120C.
Connection with municipal drain, sewer, etc. }	„ ss. 120D, 120G.
Power of Committee in notified municipalities to establish or require owner or occupier to establish connection with muni- cipal drain or sewer }	„ s. 120E.
Removal or provision of drain, privy, cesspool or other recep- tacle; provision of drainage connection }	„ s. 122(I).
Provision and maintenance of latrines and urinals for workmen .	„ s. 122(2).
Shutting out of privy from view, etc.	„ s. 122(3).
Repair or closing of drain, privy or cesspool	„ s. 123.
Removal or closing of drain, latrine, urinal, cesspool or other receptacle near source of public water-supply; penalty . . . }	„ ss. 125, 156.
Penalty for unlawfully making or altering drain leading into public sewer or drain }	„ s. 155.
„ unlawfully encroaching on sewer or drain	„ s. 164.
„ not keeping offensive matter in proper receptacle, or for suffering receptacle to be in filthy or noxious state or not cleansing same }	„ s. 154.
Unauthorised building over sewer or drain vested in Committee .	„ s. 124.

See also below, (r), (t).

(g) HOUSE-SCAVENGING.

Definition	„ s. 111.
Undertaking by Committee of house-scamenging generally; ex- clusion of houses on application of occupier; saving of rights of customary sweepers and of agriculturists }	„ ss. 112, 113.
Continuance of house-scamenging once undertaken by Committee	„ ss. 114, 115.
Powers of municipal servants	„ s. 116.
Collections to belong to Committee	„ s. 117.
Punishment of customary sweepers and of agriculturists for negli- gence; appeal }	„ ss. 118, 119, 151.

(h) SLAUGHTER-PLACES.

Places for slaughter of animals for sale; penalty for slaughtering elsewhere }	„ s. 98.
---	----------

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(h) SLAUGHTER-PLACES—*contd.*

Places for slaughter of animals for purposes other than sale ; exception as to slaughter for religious purposes	Act 20, 1891, s. 99.
Inspection and regulation of slaughter-houses	" s. 143(e).
<i>See also below, (k).</i>	

(i) BATHING AND WASHING PLACES.

Establishment and regulation of	" s. 96.
Inspection and regulation of dhobis' ghats	" s. 143(e).

(j) WATER-SUPPLY.

Municipal Fund applicable to construction, etc., of public tanks and water-courses, and supply, storage and preservation of water	" s. 72(2).
Power to carry pipe, channel, etc., through street or private land ; notice ; compensation ; unnecessary interference with private rights not to be caused	" ss. 120A to 120C.
Connection with municipal water-pipe, channel, etc. ; power to fix rates and charges	" ss. 120D, 120F to 120H.
Power of Committee in notified municipality to establish or require owner or occupier to establish connection with muni- cipal water-pipe	" s. 120E.
Unauthorized building over water-course or water-pipe vested in Committee	" s. 124.
Penalty for unlawfully encroaching on water-course	" s. 164.
Removal or closing of drain, latrine, etc., near source of public water-supply ; penalty	" ss. 125, 156.
Cleansing, repairing, covering, filling-up or draining-off of private well, tank, reservoir, pool, depression or excavation injurious to health or offensive ; compensation	" s. 126.
Repair, protection or enclosing of dangerous well, tank, reser- voir, etc.	" s. 127.
Cutting or trimming of branches overhanging source of public water-supply	" s. 130.
Prohibition of use of unwholesome water for drinking purposes	" ss. 141, 142.
Supervision and regulation of sources of public water-supply	" s. 143(c).
Power to shut off mains and pipes to secure greater pressure of water in case of fire	" s. 173(d).

(k) FOOD, DRINK AND DRUGS.

Municipal Fund applicable to construction, etc., of markets	" s. 72(2).
Power to— inspect market or other place used for sale of food or drink for man, or as a slaughter-house or for the sale of drugs seize or destroy, etc., article or animal unfit for human con- sumption, and remove noxious or adulterated drug, and bring owner before Magistrate	" s. 110.

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(k) FOOD, DRINK AND DRUGS—*contd.*

Power to make bye-laws for—

regulating manufacture, preparation, transport and sale of food or drink	Act 20, 1891, s. 137.
regulating sale and importation for sale of milk and butter	
inspection and regulation of markets and flour-mills	„ s. 143(e).
controlling and regulating admission of flesh of cattle, etc., slaughtered outside municipality	„ s. 143(k).
Penalty for selling article of food or drink of a nature different from the article demanded	„ s. 137A.
„ feeding dairy or slaughter animals on deleterious substance	„ s. 158.
Seizure and disposal of flesh of cattle, etc., unlawfully brought into municipality	„ s. 171.

See also below, (r).

(l) RESTRAINT OF INFECTION.

Cholera or small-pox ; information to be given of ; penalty	„ s. 139.
„ „ removal of patient to hospital	„ ss. 140, 142.
Notices and precautions in case of infectious disease in lodging-house	„ s. 143(d).
Prohibition of use of unwholesome water for drinking purposes	„ ss. 141, 142.

(m) DISPOSAL OF THE DEAD.

Power of Committee to close existing burial or burning place	„ s. 101(I), (2).
Permission of Committee required to forming of new burial or burning place	„ s. 101(3).
Appeal from order under s. 101	„ s. 150.
Penalty for burying or burning corpse in place closed or place formed without permission	„ s. 101(4).
Control and regulation of use and management of burial and burning places	„ s. 143(e).
Routes for removal of corpses	„ s. 102.
Penalty for carrying corpse along prohibited route or so as to cause annoyance to public	„ s. 167.

(n) OFFENSIVE AND DANGEROUS TRADES.

Regulation or prohibition of ; penalty ; appeal	„ ss. 135, 136, 150.
---	----------------------

(o) PREVENTION AND EXTINCTION OF FIRE.

Power to prohibit—

use of inflammable materials in roof or external wall	„ s. 90.
stacking or collecting of wood, dry grass, straw, or other inflammable materials, or placing of mats or thatched huts, or lighting of fires in any place	„ s. 103.

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*ccntd.*6. The Public Health, Safety and Convenience—*contd.* }(o) PREVENTION AND EXTINCTION OF FIRE—*ccntd.*Power to prohibit—*contd.*

lighting of fires in top storey, or placing of stands for lights in dangerous position }	Act 20, 1891, s. 104.
--	-----------------------

storage of explosives, petroleum, spirit, naphtha or other inflammable material }	" s. 105.
---	-----------

Power to regulate or prohibit trading in hay, straw, thatching-grass, wood, coal or other dangerously inflammable material, or storing of explosive, petroleum or any inflammable oil or spirit; penalty; appeal }	" ss. 135, 136, 150.
--	----------------------

Establishment and maintenance of fire-brigade	" s. 172.
---	-----------

Powers of members of fire-brigade and other persons for suppression of fire; such powers subject to restrictions, etc., imposed by rule }	" ss. 173, 174.
---	-----------------

Ss. 172 to 174 not to take effect till specially extended by Local Government }	" s. 175.
---	-----------

Power to make rules as to formation and working of fire-brigades	" s. 184(m).
--	--------------

See also below, (r).

(p) DANGEROUS ANIMALS.

Destruction or confinement of mad dogs	" s. 138.
--	-----------

Penalty for allowing dangerous dog to be at large unmuzzled in street }	" s. 163.
---	-----------

" " not removing elephant, camel or bear on approach of horse }	" s. 161.
---	-----------

" " unlawfully taking elephant along street	" s. 162.
---	-----------

(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.

Power to—

render licenses necessary for vehicles, boats or animals kept or plying for hire }	" s. 143(a).
--	--------------

limit rates for hire of carriages, carts, boats or other conveyances, or of animals hired to carry loads, or for services of porters }	" s. 143(b).
--	--------------

limit loads to be carried by such conveyances, animals or porters }	" s. 143, prov.
---	-----------------

Saving for vehicles to which Hackney-carriage Act, 1879, applies	" s. 143, prov.
--	-----------------

(r) ENTRY AND INSPECTION.

Power to enter building or land and inspect drains, privies or cesspools; opening of ground to prevent or remove nuisance; notice of entry; payment of expenses }	" s. 106.
---	-----------

enter building and direct cleansing for sanitary reasons; notice of entry }	" s. 107.
---	-----------

enter building or land for making survey or valuation, for examining works under construction, for ascertaining course of sewers or drains, or for executing or repairing work; notice of entry }	" s. 108.
---	-----------

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(r) ENTRY AND INSPECTION—*contd.*

Power to enter for discovery of vehicles or animals liable to taxation	Act 20, 1891, s. 100. *
„ enter and inspect building containing petroleum, explosive or other inflammable material; seizure and disposal of excess quantities; appeal	„ ss. 120, 151.
Inspection of lodging-houses	„ s. 143(d).
„ encamping-grounds, pounds, sarais, markets, dhobis' ghats, flour-mills and slaughter-houses	„ s. 143(e).
Precautions to be observed in entering dwelling	„ s. 202.
<i>See also above, (k).</i>	

(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.

Municipal Fund applicable to	Act 20, 1891, s. 72(2).
Power to make bye-laws for	„ s. 143(c).

(t) MISCELLANEOUS.

Municipal Fund applicable to—	
payment of expenses of pauper lunatics	„ s. 72(1).
„ portion of cost of public expenditure	
construction, etc., of schools, hospitals, dispensaries, rest-houses, sarais, poor-houses, encamping-grounds, pounds and other works of public utility	„ s. 72(2).
grants-in-aid to schools, dispensaries, poor-houses, leper-asylums, etc.	
training of teachers and establishment of scholarships	
relief and relief-works in time of famine or scarcity	
planting and preservation of trees	
public vaccination	
sanitary measures	
holding of fairs, etc.	
things likely to promote health, safety, welfare or convenience of inhabitants	
Power to lay or carry cable, wire, pipe, etc., through private land; notice; compensation; unnecessary interference with private rights not to be caused	„ ss. 120A to 120C.
Connection with cable, wire, etc., maintained by or vested in Committee; power to fix rates and charges	„ ss. 120D, 120F to 120H.
Fairs, etc., holding of	„ s. 143(d).
Lodging-houses; regulation of	
Sarais, encamping-grounds and pounds; inspection and regulation of	„ s. 143(e).
Brothels: power to suppress; penalty	„ s. 204.
Penalty for unlawfully placing earth, materials or offensive matter on street or place or into public sewer or drain	„ s. 152.
„ for unlawfully allowing offensive matter to flow, etc., into street, sewer, drain, etc.	„ s. 153.

MUNICIPALITY—*contd.*

XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*concl'd.*

(t) MISCELLANEOUS—*contd.*

Penalty for keeping animals so as to be injurious to health or so as to become a nuisance	Act 20, 1891, s. 157.
„ for discharging fire-arms or letting-off fire-works or fire-balloons or engaging in dangerous game	„ s. 160.
„ for dangerous quarrying, blasting, cutting of timber or building	„ s. 165.
„ for bill posting, etc., or otherwise defacing building, wall, etc., without permission	„ s. 168A.
„ for being found within municipality in certain frontier districts at night, carrying arms, etc.	Reg. 3, 1901, s. 29. Reg. 7, 1901, s. 3, Sch. 1.
„ for not complying with notice or conditions	Act 20, 1891, s. 169.

Hilly tracts :

Power to regulate or prohibit—	
cutting of trees or shrubs, making excavations, etc.	
any description of traffic in streets	
Power to render licenses necessary—	
for using premises as stables or cow-houses	
for working as job-porter	
for animals or carriages let out on hire	
for persons impelling such carriages	
Power to regulate charges for job-porters, etc., and hire of animals or carriages	Act 20, 1891, s. 144.

7. Supplemental.

Rules ; general power to make	„ s. 184.
Bye-laws ; general power to make	„ s. 142.
„ penalty for breach of	„ s. 145.
„ confirmation and publication of	„ s. 146.
Rules and bye-laws to be published in draft	„ s. 189(1), (2).
„ „ „ to be finally published in Gazette	„ ss. 3(8), 189(3).
„ „ „ to be available for inspection and purchase	„ s. 190.
Notice to fix reasonable time for doing act ; Magistrate to determine whether time fixed is reasonable	„ ss. 147(1), 169, prov.
„ authentication of	„ s. 191(1).
„ service of	„ ss. 191, 192.
„ when to be served on occupier	„ ss. 147(2), 191(5).
„ publication of	„ ss. 184(m), 193.
„ not invalid for defect of form	„ s. 191(5).
„ when not complied with, Committee may perform act	„ s. 147(3).
„ penalty for not complying with	„ s. 169.
Agent ; appointment of, by absentee owner of building or land	„ s. 143(h).
„ or trustee discharging obligation imposed on owner of immoveable property ; relief to	„ s. 205.

MUNICIPALITY—*contd.*XVI.—PUNJAB AND NORTH-WEST FRONTIER PROVINCE—*concl'd.*A.—MUNICIPALITIES PROPER—*concl'd.*7. Supplemental—*contd.*

Recovery of cost of work executed by Committee in default of owner or occupier ; deduction from rent of sum paid by occupier ; saving of contracts . . . }	Act20,1891,s.148.
„ moneys claimable by Committee	„ s.201.
Compensation when payable out of Municipal Fund ; application of procedure of Land Acquisition Act for settlement of disputes }	„ s.149.
Appeal from orders of Committee ; limitation	„ s.150.
„ from order of Magistrate punishing customary sweeper or agriculturist for negligence in respect of house-scavenging }	„ s.151.
„ suspension of action pending	„ s.170.
Prosecutions by whom to be initiated	„ s.186.
Compounding for offence	„ s.187.
Judge or Magistrate not to be deemed interested in prosecution by reason of being member of Committee . . . }	„ s.188.
Decision of question whether persons are “ inhabitants ” . . .	„ s.206.
Vacancies and irregularities not to invalidate proceedings . . . }	„ ss.28,49, 191(5).
Duty of member of Committee to assist Transport Registration Officer in making enumeration of animals . . . }	[1]Pun.Act1,1903,s.5.

B.—SMALL TOWNS GOVERNED ON MUNICIPAL LINES.

Power to notify areas, impose taxation and regulate expenditure therein, appoint a Committee and extend Municipal Act with modifications }	Act20,1891,ss.210to 214.
--	-----------------------------

XVII.—UNITED PROVINCES.

A.—MUNICIPALITIES PROPER.

1. Preliminary.

U. P. Act 1, 1900, extends to whole of the United Provinces . . .	U.P.Act1,1900,s.1.
„ „ 1891, „ „ „ „ „ „ . . .	U.P.Act1,1891,s.1.
„ „ 1892, „ „ „ „ „ „ . . .	U.P.Act1,1892,s.1.
„ Act 3, 1894, „ „ „ „ „ „ . . .	U.P.Act3,1894,s.1.
Definitions }	U.P.Act1,1891,s.2.
	U.P.Act1,1892,s.2.
	U.P.Act1,1900, ss.3,95,
	117(4),177, expln.1.

2. Constitution and Government.

(a) CONSTITUTION OF MUNICIPALITIES.

Power to create, or extend limits of, municipality ; procedure . . .	U.P.Act1,1900,ss.4to7.
Effect of including local area in municipality	„ s.8.

[1] Pun. Act 1, 1903, has been extended to North-West Frontier Province by notification under Act 14, 1874.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*(a) CONSTITUTION OF MUNICIPALITIES—*contd.*

Power to exclude local area from municipality or to withdraw any municipality from operation of Act	{	U.P. Act 1, 1900, ss. 188, 189, 191(1).
Effect of excluding local area from municipality or of withdrawing municipality from Act	{	„ ss. 190, 191, 192.

(b) CONSTITUTION OF MUNICIPAL COMMITTEES.

Nomination or election of members	„	ss. 9, 28.
Power to exempt municipalities from provisions as to election of members : Municipalities of Jhansi, Lalitpur, Orai, Kalpi, Kunch and Naini Tal to be deemed to be exempted	{	„ s. 10.
Term of office of members	{	„ ss. 11, 12, 16(3).
Power to reduce number of members	„	s. 13.
Resignation and removal of members ; filling of casual vacancies {	„	ss. 14 to 16, 28.
Incorporation of Board	„	s. 17.
Member deemed to be “ Municipal Commissioner ”	„	s. 18.
Chairman and Vice-Chairman : election or appointment of ; term of office of ; to be member of Board	{	„ ss. 20 to 22, 26, 28.
Power to make rules as to—		
election of members of Boards	{	„ ss. 187(1) (c) to (h), 187(2).
appointment of members of Boards	„	s. 187(1)(i).
term of office of members of Boards	„	s. 187(1)(c).
regulate, etc., powers and duties of Board	{	„ s. 187(1), (a), (t).
division of municipalities into wards	{	„ s. 187(1) (b).
Resignation and removal of Chairman or Vice-Chairman ; filling of casual vacancies	{	„ ss. 23 to 25, 28.
Delegation of powers of Local Government as to appointments or resignations	{	„ s. 27.

(c) CONDUCT OF BUSINESS.

Ordinary and special meetings	„	s. 30.
Time and place for holding meeting	{	„ ss. 29, 36 (1)(a).
Who to be Chairman of meeting	„	s. 32.
Quorum	„	s. 31.
Vote of majority ordinarily decisive ; Chairman has casting vote	„	s. 33.
Certain officers entitled to attend and speak	„	s. 34.
Proceedings : record, signature, publication and inspection of ; copy of every resolution to be sent to District Magistrate	{	„ s. 35.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*2. Constitution and Government—*contd.*(c) CONDUCT OF BUSINESS—*contd.*

Making and publication of rules as to	U.P. Act 1, 1900, s. 36.
Power to make rules to delegate certain powers to Chairman. {	" s. 36 (add.
Vice-Chairman, a sub-committee or any member }	U.P. Act 1, 1907, s. 2).
Power to make rules as to—	
channels of correspondence	" s. 187(I)(o).
language of proceedings and correspondence	" s. 187(I)(j).
returns, statements and reports to be submitted by Board	" s. 187(I)(s).
Joint Committees: appointment of, by Municipal Board and District Council, Local Board, Cantonment Authority or another Municipal Board; delegation of powers to, and framing of regulations for }	" s. 38.
Sub-Committees; delegation of powers of Board to	" s. 37.

(d) OFFICERS AND SERVANTS.

Secretary; appointment, remuneration and removal of	" s. 40.
Other officers and servants; employment and salaries of	" s. 41.
One month's notice or wages to be ordinarily given to officer or servant before discharge }	" s. 44.
Pensions, annuities, gratuities and leave-allowances of }	" ss. 42, 43 {am. U.P. Act 1, 1907, s. 3).
Penalty for sweepers and notified servants leaving without notice or neglecting duty }	" s. 45.
Power to make rules as to qualifications of certain officers and servants }	" s. 187(I)(n).

(e) GENERAL POWERS OF OFFICIAL CONTROL.

District Magistrate; copy of resolutions of Committee to be sent to }	" s. 35(2).
Commissioner or District Magistrate; general powers of control exerciseable by }	" s. 182.
Commissioner or District Magistrate; power of, to suspend action of Board or Joint Committee }	" s. 183.
District Magistrate; extraordinary power of, in case of emergency }	" s. 185.
Local Government; power of, to provide for performance of duties in case of default of Board }	" s. 184.
Local Government; power of, to supersede Board in case of incompetency, persistent default or abuse of powers; consequences to ensue on supersession }	" s. 186.
Local Government; power of, to frame forms and make rules	" s. 187.
Commissioner or Local Government; power of, to settle differences between Municipal Boards or between Municipal Board and District Council, Local Board or Cantonment Authority }	" s. 38(2).

MUNICIPALITY—*contd.*

XVII.—UNITED PROVINCES—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

3. Taxation.

Taxes which may be imposed	U.P.Act1,1900,s.59.
Limitation upon house-scavenging tax and water-rate	" ss.60,61.
Procedure in imposing taxes	" s.62.
Power to make rules for fixing octroi-limits; penalty for evasion } of payment of octroi }	" s.69(1),(2)-
Taxes not invalid for defect of form	" s.63.
Power to abolish or reduce tax, or exempt persons or property } from tax }	" ss.65,66.
Power to compound for certain taxes }	" ss.64,187 (1)(k)-
Duty of furnishing true information regarding liability to tax- ation; penalty }	" s.67.
Recovery of taxes }	" ss.70(sub. U.P.Act1, 1907,s.4),187 (1)(k).
Appeal against taxation; limitation	" ss.71,72.
Taxation not to be questioned except under this Act	" [s.73.
Power to make rules for assessment and collection of taxes	" s.187(1)(k).
Collection of municipal tax by railway administrations in certain cases, by agreement }	U.P.Act2,1899.
<i>See also below, 6(f).</i>	

4. Municipal Fund and Property.

Municipal Fund; constitution of	U.P.Act1,1900,s.52.
" " application of	" ss.53,187(1).
" " custody and investment of	" s.54.
" " power to make rules as to authority on which } money may be paid out of }	" s.187(1)(l).
" " disposal of, when area excluded from munici- } pality }	" ss.190, 191.
" " proceeds of public ferries transferred to Board	Act17,1878,s.7.
Municipal property; what property vested in Board	U.P.Act1,1900,s.55.
" " power of Board to hold property	" s.17.
" " acquisition of land for Board	" s.57.
" " power to transfer to His Majesty, subject } to trusts }	" s.58.
[<i>See also below, 6(f).</i>]	
" " power to make rules for protection of; } penalty }	" ss.126(4), 132.
" " power to make rules regarding acquisition, disposal, etc., of property }	" s.187(1)(m).
" " disposal of, when area excluded from muni- } cipality }	" s.190,191.
" " disposal of, when Board superseded	" s.186(2).
" " transfer of public ferries to Board	Act17,1878,s.7.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*4. Municipal Fund and Property—*contd.*

Contract; authority to make contracts	U.P. Act I, 1900, ss. 17, 46.
" mode of making	" s. 47.
" penalty on member, officer or servant of Board being interested in contract made with Board . . . }	" s. 48.
Suit against Board or officer or servant: notice of	" s. 49.
Liability of member of Board for loss, waste or misapplication of money or property }	" s. 50.
Power to make rules as to accounts, estimates, and sanction to expenditure }	" s. 187(I)(p), (g), (r).

5. Police.

Municipal Fund applicable to meet charges of police-establish- ment }	" s. 53(I)(c).
Duty of Municipal Board to maintain police-establishment un- less relieved by Local Government from the obligation: estab- lishment may consist either of watchmen or of regular police or both }	" ss 74, 75.
Duties, liabilities, etc., of municipal watchmen or municipal police }	" ss. 76, 77.
Special police protection at fairs, etc.	" s. 79.
Police to report offences and assist members, officers and servants of Board }	" s. 78(I).
Arrest by police: detention of person arrested	" s. 78(2).

6. The Public Health, Safety and Convenience.

(a) STREETS AND PUBLIC PLACES.	(k) FOOD, DRINK AND DRUGS.
(b) BUILDINGS.	(l) RESTRAINT OF INFECTION.
(c) DANGEROUS BUILDINGS, ETC.	(m) DISPOSAL OF THE DEAD.
(d) BUILDINGS AND GROUNDS IN INSANI- TARY CONDITION, ETC.	(n) OFFENSIVE AND DANGEROUS TRADES.
(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.	(o) PREVENTION AND EXTINCTION OF FIRE.
(f) DRAINS, LATRINES AND OTHER RECEP- TACLES FOR FILTH.	(p) DANGEROUS ANIMALS.
(g) SCAVENGING.	(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.
(h) SLAUGHTER-PLACES.	(r) ENTRY AND INSPECTION.
(i) BATHING AND WASHING PLACES.	(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.
(j) WATER-SUPPLY.	(t) MISCELLANEOUS.

(a) STREETS AND PUBLIC PLACES.

Municipal Fund applicable to construction, maintenance, im- provement, cleansing and repair of public streets, bridges and embankments, and watering and lighting of streets . . . }	U.P. Act I, 1900, s. 53(2)(a) (b)
Acquisition of land for building-sites on sides of streets	" s. 80.
Power to close, divert or discontinue streets	" s. 81.
Power to permit temporary occupation of street or land, and charge fees therefor	" s. 82

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(a) STREETS AND PUBLIC PLACES—*contd.*

Naming of streets ; penalty for destroying or defacing name	U.P.Act1,1900,s.84.
Power to make rules for regulating traffic in streets ; additional powers in hill municipalities ; penalty	" ss.128(c), 131(b)(ins. U.P.Act1, 1907,s.7),132.
Penalty for unlawfully placing earth, materials or offensive matter on street or public place	" s.155.
" unlawfully discharging sewage on street or public place	" s.156.
" neglect of the rule of the road (except in hill municipalities)	" s.162(sub. U.P.Act1, 1907,s.9).
" driving vehicle without lights	" s.163(am. U.P.Act1, 1907,s.10).
" not removing elephant or camel to a safe distance	" s.165.
" taking animal or vehicle along a street in disregard of orders of Board	" s.166.
" unlawfully altering, obstructing or encroaching on street or public place	" s.168
" defacing or disturbing direction-post or lamp-post, or extinguishing light	" s.172.

See also below, (p), (t).

(b) BUILDINGS.

Power to attach brackets for lamps	" s.83.
Numbering of buildings ; penalty for destroying or defacing number	" s.84.
Power to prevent use of inflammable materials in roof or external wall	" s.85.
" to regulate line of buildings ; compensation	" s.86.
Regulation of new building ; compensation	" s.87.
Power to make rules for regulation of buildings, additional powers in hill municipalities ; penalty	" ss.128(l), 129,132,187, (I)(ss).
Removal of projections and overhanging structures ; compensation	" s.88(1)(2).
Power to permit erection of projecting verandahs, balconies or rooms	" s.88(3).
Putting up and maintaining troughs and pipes for rain-water	" s.89.
Power to make rules for regulation of buildings let in lodgings ; penalty	" ss.128(g), 132.

See also below, (c), (d), (g), (r).

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(c) DANGEROUS BUILDINGS, ETC.

Repair, protection or enclosing of dangerous building, well, tank or excavation	U.P. Act I, 1900, s. 110.
Removal or repair of dangerous or ruinous building, wall or structure	" s. 111.
Additional power to make rules in hill municipalities for protection and preservation of land and soil ; penalty	" ss. 131(a), 132.

(d) BUILDINGS AND GROUNDS IN INSANITARY CONDITION, ETC.

Clearing away noxious vegetation or undergrowth	" s. 106.
Cutting or trimming of hedges bordering on street or branches overhanging street or source of public water-supply	" s. 107.
Cleansing of filthy building or land	" s. 104(am. U.P. Act I, 1907, s. 5).
Penalty for failing to cleanse filthy building or land	" s. 157A. (ins. U.P. Act I, 1907, s. 8).
Power to prohibit use for human habitation of building unfit for such use	" s. 105.
Securing or enclosing of untenanted building or land becoming a nuisance	" s. 108.
Prohibition or regulation of cultivation, use of manure or irrigation injurious to health ; compensation ; penalty	" ss. 109, 132.
Power in hill municipalities to make rules for prevention of overcrowding in ; penalty	" s. 131(cc) (ins. U.P. Act I, 1907, s. 7).

(e) DEPOSIT AND REMOVAL OF RUBBISH AND OFFENSIVE MATTER.

Places for deposit, and directions for removal, of rubbish, offensive matter and carcasses of animals	" ss. 114, 117.
Disposal of carcasses of animals ; penalty	" s. 117.

(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH.

Municipal Fund applicable to construction, etc., of public drains, latrines and cesspools	" s. 53(2)(a).
Provision of drain, privy or cesspool	" s. 90(1).
Provision and maintenance of latrines and urinals for workmen	" s. 90(2).
Shutting out of privy from view, etc.	" s. 90(3).
Repair, cleansing, etc., of privy, drain or cesspool ; closing of cesspool ; connection of drain	" s. 91(1).
Removal of privy, drain or cesspool	" s. 91(2).
Unauthorised building over sewer or drain vested in Committee	" s. 92.
Removal or closing of drain, latrine, urinal, cesspool or other receptacle near source of water-supply	" s. 93.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*contd.*

Penalty for unlawfully placing earth, materials or offensive matter in public sewer or drain or into drain communicating therewith	U.P. Act 1, 1900, s. 155.
„ unlawfully discharging sewage into drain	„ s. 156.
„ failing to remove offensive matter, or not keeping same in proper receptacle, or keeping receptacle in filthy state	„ s. 157.
„ making or altering drain without proper authority	„ s. 158.
„ unlawfully altering, obstructing or encroaching on drain	„ s. 168.
Power to extend U. P., Act 3, 1894, to municipality	U.P., Act 3, 1894, ss. 5, 6.
Municipal Authority to carry out system of sewerage and drainage at cost of Municipal Fund	„ s. 7.
Public streams and other property vested in Municipal Authority or placed under its control	„ ss. 8, 9.
Powers of Municipal Authority for making and maintaining drains	„ ss. 10 to 17.
Private drains to be cleansed, etc., by owner or occupier of premises	„ s. 18.
Connection of private with municipal and other private drains	„ ss. 19 to 21.
Removal or provision of drains, privies, cesspools or other receptacles for filth	„ s. 22(1).
Provision of latrines and urinals for workmen	„ s. 22(2).
Protection of privy from view, etc.	„ s. 22(3).
Alteration, repair or demolition of drains, privies, latrines, urinals or cesspools	„ s. 23.
Removal of drain, privy, latrine, urinal, cesspool, or other receptacle for filth or refuse from vicinity of source of public water-supply	„ s. 24.
Separate drains for polluted and unpolluted water	„ s. 25.
Cleansing, etc., of injurious or offensive tank, etc.	„ s. 26.
Removal of projections over and obstructions to municipal drain	„ s. 27.
Deduction from rent of sums paid by occupier for which owner is liable	„ s. 28.
Municipal Authority to regularly inspect drains, etc.	„ s. 29.
Powers of Municipal Authority for entry and inspection of premises	„ ss. 30 to 32.
Power of Local Government to make rules as to drainage	„ ss. 33, 35.
„ Municipal Authority to make rules as to drainage, receptacles for filth and appointment of agents by absentee owners	„ ss. 34, 35.
Penalty for making unauthorised connection with Municipal drain	„ s. 36.
„ disobedience to orders of Municipal Authority	„ s. 37.
„ obstructing Municipal employé	„ s. 38.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(f) DRAINS, LATRINES AND OTHER RECEPTACLES FOR FILTH—*concl'd.*

Acquisition of land for Municipal Authority for purposes of drainage, etc.	U.P. Act 3, 1894, s. 39.
Notices; provisions as to	" s. 40.
Execution of work by Municipal Authority in default of person to whom notice given, and recovery of cost	" ss. 40(3), 1.
Power of Municipal Authority to pay compensation out of Municipal Fund	" s. 42.
Appeal by Railway-administration to Government against order of Municipal Authority	" s. 43.
Authority for instituting prosecutions	" s. 44.
Recovery of sums due to Municipal Authority	" s. 45.
Fines to be credited to Municipal Fund	" s. 46.
Delegation of certain powers of Municipal Authority to its members	" s. 47.
Act not to affect Indian Railways Act, 1890	" s. 4(1).
§§. 22, 29, 30 of Act not to apply to factory regulated by Indian Factories Act, 1881 ^[1]	" s. 4(2).
<i>See also below, (r).</i>	

(g) SCAVENGING

"House-scavenging" defined	U.P. Act 1, 1900, s. 95.
Power of Municipal Board to undertake house-scavenging with consent of occupier or by giving public notice; obligation to perform service once undertaken until relieved	" ss. 96, 100, 101.
Obligation of occupier to accept municipal service; power to exclude any house or building	" ss. 99, 97.
Sweepers; saving of customary rights of; punishment of, for negligence in performing duty	" ss. 98(a), 102.
Agriculturists; special provisions for scavenging of houses occupied by	" ss. 98(b), 103.

(h) SLAUGHTER-PLACES.

Places for slaughter of animals for sale; penalty for slaughter elsewhere	" s. 115.
" " of animals not for sale; saving of cases of slaughter for religious purposes	" s. 116.
Regulation of slaughter of animal for purposes other than sale; penalty	" s. 118.
Power to make rules for inspection and regulation of slaughter-houses	" s. 128(h), (i).
<i>See also below, (k).</i>	

(i) BATHING AND WASHING PLACES.

Establishment and regulation of	" s. 119.
Power to make rules for inspection and regulation of dhobis' ghats	" s. 128(h), (i).

[1] To be repealed on 1st July 1912: Act 12, 1911.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(j) WATER-SUPPLY.

Municipal Fund applicable to supply, storage and preservation of water and the construction, etc., of tanks, wells, water-courses	} U.P. Act 1, 1900, s. 53(2)(a). (g).
Unauthorized building over water-course or water-pipe vested in Board	} " s. 92.
Removal or closing of drain, latrine, urinal, cesspool or other receptacle near source of water-supply	} " s. 93.
Cleansing, repair, covering, filling-up or draining-off of private tank, well, reservoir, pool or excavation injurious to health or offensive; provision of land or payment of compensation	} " s. 94.
Power to make rules—	
for supervision and regulation of public cisterns, wells and other sources of public water-supply; penalty	} " ss. 128(h). (iv), 132.
Additional power in hill municipalities to make rules for maintenance of water-supply	} " ss. 131(a). 132.
Power to extend U. P. Act 1, 1891, to municipality on application, and authorised construction of water-works therein	} U.P. Act 1, 1891, ss. 4 to 6.
Previous sanction of Governor General in Council required to inclusion of cantonment in municipality for purposes of Act	} " s. 6.
Whole Act, except ss. 4, 5, applies to municipalities of Agra, Allahabad, Benares and Cawnpore	} " s. 3.
Obligations and general powers of Municipal Board as to providing water-supply	} " ss. 7 to 10.
Supply of water for domestic purposes	} " ss. 11, 11A, 12 to 17 (s. 11 am. U.P. Act 1, 1908, s. 3).
" " for other than domestic purposes	} " s. 21 (am. U.P. Act 1, 1908, s. 4; rep. pt., U.P. Act 1, 1910, s. 2).
" " in standpipes for gratuitous use	} " s. 18.
" " for extinguishing fires and cleansing drains and streets	} " ss. 19, 20.
" " pressure of water	} " s. 22.
Water-rate; imposition, assessment and recovery of	} " ss. 33 to 35, 35A to 35C (s. 35B am. U.P. Act 1, 1908, s. 5).
Reciprocal rights of owners and occupiers as to supply of water to houses assessed to water-rate	} " ss. 23 to 32.
Power of Local Government and Municipal Board to make rules as to water-supply and water-rate	} " ss. 36 to 39.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*(j) WATER-SUPPLY—*contd.*

Recovery of arrears of water-rate and other sums due under Act	{	U.P. Act 1, 1891, s. 40 (sub. U.P. Act 1, 1910, s. 3).
Fees and charges recoverable from occupier to be payable by each of several occupiers in certain shares	{	U.P. Act 1, 1908, s. 2 (ins. s. 2A).
Notice to be given to Municipal Board of new building and re-occupation, demolition, etc., of building	{	ss. 41, 42.
Water-rate a prior charge on premises	..	s. 43.
Power to cut off water for non-payment of water dues	..	s. 44.
Offences and penalties	..	ss. 45 to 49.
Prosecutions by whom to be instituted	..	s. 50.

(k) FOOD, DRINK AND DRUGS.

Municipal Fund applicable to construction, etc., of markets	..	U.P. Act 1, 1903, s. 53 (2) (c).
Power to—		
inspect market or other place used for sale or storage of articles for human consumption, or as a slaughter-house, or for the sale of drugs	{	
seize and remove or destroy articles unfit for human consumption	{	.. s. 137.
remove noxious or adulterated drug and bring such articles before Magistrate	{	
Power to make rules—		
prohibiting or regulating sale of poisons	..	s. 128 (l).
regulating preparation, manufacture, sale and transport of articles for human consumption	{	.. s. 130.
prohibiting sale of flesh of animals slaughtered at places not maintained or licensed by Board	{	.. s. 128 (j).
for inspection and regulation of bakeries, dairies and places where milch animals are kept for profit	{	.. s. 128 (h), (i).
for inspection and regulation of markets	..	s. 128 (h) (i).
Penalties for breach of rules	..	s. 132.
Confirmation and publication of bye-laws	..	s. 133.
Disposal of flesh of animals brought within municipal limits in contravention of rules made under s. 128.	{	.. s. 139.
Penalty for feeding dairy or slaughter animals on deleterious substance	{	.. s. 161.
.. making or selling food when suffering from disease	..	s. 160 (a), (b).

(l) RESTRAINT OF INFECTION.

Certain persons to give information of outbreak of cases of cholera, plague, small-pox, etc.	{	.. s. 124.
Prohibition of use of unwholesome water for drinking purposes, or disinfection	{	.. ss. 126, 127.

MUNICIPALITY—*contd.*

XVII.—UNITED PROVINCES—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(l) RESTRAINT OF INFECTION—*contd.*

Power to remove to hospital persons suffering from cholera, plague, small-pox, etc., in certain cases	} U.P.Act I, 1900, ss. 125, 127.
ss. 125, 127 not to apply to municipality unless specially applied	„ s. 127.
Penalty for making, selling, etc., food or washing clothes when suffering from disease	} „ s. 160.

(m) DISPOSAL OF THE DEAD.

Power of Board to close existing burial or burning place; provision of other place for the purpose	} „ s. 112(I), (2).
Permission of Board required to forming of new burial or burning place	} „ s. 112(c).
Routes for removal of corpses	„ s. 113.
Power to make rules as to burial and burning grounds	{ „ s. 128(h) (iii).
Penalty for burying or burning corpse in unauthorized place; suspension of prosecution pending appeal	} „ ss. 112(f), (5), 153.
„ carrying corpse along prohibited route or so as to cause annoyance to public	} „ s. 171.

(n) OFFENSIVE AND DANGEROUS TRADES.

Regulation or prohibition of; penalties; suspension of prosecution pending appeal	{ „ ss. 120, 121, 153.
Additional powers in hill municipalities for licensing of stables or cow-houses; penalty	{ „ ss. 131(c), 132.

(o) PREVENTION AND EXTINCTION OF FIRE.

Power to prevent—	
use of inflammable materials in roof or external wall	„ s. 85.
stacking of collecting grass, straw, cotton, wood or other inflammable materials, or placing of mats or thatched huts, or lighting of fires, in any place	} „ s. 122.
Power to regulate or prohibit trading in hay, straw, cotton, thatching grass, wood, coal, petroleum or any other explosive or inflammable material	} „ s. 120.
Power to make rules for regulating the storage of petroleum or other explosive material; penalty	} „ ss. 128(k), 132.
Additional power to make rules in hill municipalities prohibiting lighting of fires in certain cases; penalty	} „ ss. 131(l), 132.
Establishment and maintenance of fire-brigade	„ s. 178.
Powers of members of fire-brigade and other persons for suppression of fire; such powers subject to restrictions, etc., imposed by rule	} „ ss. 179, 180.
ss. 178 to 180 not to take effect till specially extended by Local Government	} „ s. 181.
Power to make rules as to powers to be exercised on occasion of fire	} „ s. 180.
See also below, (r).	

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*contd.*

(p) DANGEROUS ANIMALS.

Destruction or confinement of mad or stray dogs	{	U.P. Act 1, 1900, s. 123 (am. U.P. Act 1, 1907, s. 6).
---	---	---

(q) HACKNEY-CARRIAGES, BOATS, JOB-HORSES, PORTERS, ETC.

Power to make rules for—

licensing of vehicles, boats or animals, penalty	{	„ ss. 128(d), 132.
limiting the rates for hire of carriages, carts, boats or other conveyances, or of animals hired to carry loads, or for services of porters; penalty	{	„ s. 128(e).
Saving for vehicles to which the Hackney-carriage Act, 1879, applies	{	„ s. 128, proviso.
Additional power to make rules in hill municipalities relating to; penalty	{	„ ss. 131(d), (f), 132.

(r) ENTRY AND INSPECTION.

Power to enter building or land and inspect drains, privies or cesspools; opening of ground to prevent or remove nuisance; payment of expenses; notice of entry	{	„ s. 134.
„ enter building and direct cleansing for sanitary reasons; notice of entry	{	„ s. 135.
„ enter building or land for making survey or valuation, for examining works under construction, for ascertaining course of sewers or drains, or for executing or repairing work; notice of entry	{	„ ss. 68(1), 136.
„ enter for discovery of vehicles or animals liable to taxation	{	„ s. 68(2).
„ enter and inspect building containing petroleum or other explosive, or other inflammable material; seizure and disposal of excess quantities	{	„ s. 138.
Inspection of encamping-grounds, pounds, sarais, markets, dhobis' ghats, flour-mills, slaughter-houses, livery-stables and places of public entertainment and resort	{	„ ss. 115(2), 128(h), (i).
Precautions to be observed in entering dwelling	„	s. 140.
Penalty for obstruction	„	s. 141.

See also above, (f), (k).

(s) TAKING OF CENSUS AND REGISTRATION OF BIRTHS, MARRIAGES AND DEATHS.

Municipal Fund applicable to	U.P. Act, 1, 1900, s. 53(2)(i).
Power to make rules for registration of births, marriages and deaths	„ s. 128(f).

(t) MISCELLANEOUS.

Municipal Fund applicable to—	
payment of cost of services rendered by Imperial or Provincial Government	{ „ s. 53(1)(d).

MUNICIPALITY—*contd.*

XVII.—UNITED PROVINCES—*contd.*

A.—MUNICIPALITIES PROPER—*contd.*

6. The Public Health, Safety and Convenience—*contd.*

(t) MISCELLANEOUS—*contd.*

Municipal Fund applicable to—*contd.*

construction, etc., of schools, hospitals, dispensaries, educational and other institutions, rest-houses, sarais, poor-houses, encamping-grounds, recreation-grounds, gardens, parks, pounds and other works of public utility	
grants-in-aid to schools, hospitals, dispensaries, poor-houses, leper-asylums, etc.	
training of teachers and establishment of scholarships	
relief and relief-works in time of famine or scarcity	
planting and preservation of trees	
public vaccination	
sanitary measures	
holding of fairs and industrial exhibitions	
things likely to promote safety, health, welfare or convenience of inhabitants	
other matters, at discretion of Board and Local Government	
Public property; power to make rules for protection of	U.P.ActI,1900,s.53(2).
Encamping-grounds, halting-places, pounds, sarais and places of public entertainment and resort; power to make rules for inspection and regulation of	„ s.128(a).
Fairs, industrial exhibitions, etc.; power to make rules for holding of, etc.	„ s.128(h),(i).
	„ s.128(h),(ii).
Lodging-houses—	
Power to apply U. P. Act I, 1892, to municipality on application of Municipal Authority	U.P.ActI,1892,ss.3,4.
„ withdraw Act	„ s.13.
Power of Municipal Authority to make rules for licensing of	„ ss.8,9.
„ Government to cancel such rules	„ s.11.
Licensing of	„ ss.5,8.
Power of Municipal Authority—	
to enter and inspect	„ s.6.
to direct compliance with rules made under Act, and to execute work, etc., in default of keeper, and recover cost.	„ s.7.
Penalties for breach of Act or rules	„ ss.5(2),9.
Fines and license-fees to be credited to Municipal Fund	„ s.10.
Authority for institution of prosecution under Act	„ s.12.
Animals; penalty for keeping, so as to be nuisance	U.P.ActI,1900,s.159.
Vehicles or animals; penalty for unlawful stationing of carts or picketing of animals, on ground under control of Board	„ s.170.
Penalty for discharging fire-arms or letting-off fire-works or fire-balloons or engaging in dangerous game	„ s.164.
„ beating drum or sounding musical instrument so as to cause annoyance to public	„ s.174.
„ suffering animals to be at large or to stray	„ ss.167,170.
„ dangerous quarrying, blasting, cutting of timber or building	„ s.169.

MUNICIPALITY—*contd.*XVII.—UNITED PROVINCES—*contd.*A.—MUNICIPALITIES PROPER—*contd.*6. The Public Health, Safety and Convenience—*concl'd.*(t) MISCELLANEOUS—*concl'd.*

Penalty for soliciting for purposes of prostitution	U.P. Act 1, 1900, s. 175.
„ destroying direction-posts, lamp-posts or extinguishing light in public place	„ s. 172.
„ begging or exposing deformity, etc., in public places	„ s. 173.
„ not complying with notice or conditions ; suspension of prosecution pending appeal	„ ss. 147, 153.
Brothels ; power to suppress ; penalty	„ s. 176.
Hilly tracts :	
Power of Local Government to make rules regulating building-sites in	„ s. 187(I) (ss).
Additional power of Board to make rules for regulating or prohibiting destruction of trees, shrubs, etc., making excavations, quarrying, etc.	„ s. 131(a).
for prohibiting lighting of fires in certain cases	„ s. 131(b).
for regulating rule of the road	„ s. 131(b) (ins. U.P. Act 1, 1907, s. 7).
for licensing of stables, cow-houses	„ s. 131(c).
for preventing over-crowding in houses	„ s. 131(cc) (ins. U.P. Act 1, 1907, s. 7).
for licensing of porters, coolies and of animals, vehicles, jham-pans, etc., and regulating charges for their service or hire	„ s. 131(d), (f).
for fixing fees and regulating grant and revocation of licenses	„ s. 131(e).
penalty for breach of rules	„ s. 132.

7. Supplemental.

Rules : powers for making	„ ss. 36, 128, 129, 130, 131.
„ penalties for breach of	„ s. 132.
„ confirmation and publication of	„ ss. 36(2), 133(2), (3), (4).
„ preliminary publication of	„ s. 133(I).
Notice to fix reasonable time for doing act	„ s. 142.
„ authentication of	„ s. 143(I).
„ service of	„ ss. 143, 144, 145.
„ when to be served on occupier	„ s. 144.
„ publication of	„ s. 146.
„ not invalid for defect of form	„ s. 143(5).
„ when not complied with, Board may perform act	„ s. 148.
Recovery of cost of work executed by Board in default of owner or occupier ; deduction from rent of sum paid by occupier ; saving of contracts	„ s. 149.

MUNICIPALITY—*contd.*

XVII.—UNITED PROVINCES—*concl'd.*

A.—MUNICIPALITIES PROPER—*concl'd.*

7. Supplemental—*contd.*

Compensation when payable out of Municipal Fund ; application of procedure of Land Acquisition Act for settlement of disputes	U.P. Act 1, 1900, s. 151.
<i>See also above, 6 (f).</i>	
Arrest ; powers of	„ s. 152(2).
Prosecutions by whom to be initiated	„ s. 177.
Compounding for offences	„ ss. 144(i), 154.
Appeal from order in certain cases ; order not liable to be questioned otherwise ; finality of orders made in appeal ; suspension of action pending	„ ss. 152 to 154.
Saving of Local Authorities Loan Act, 1879	„ s. 2(3).
Vacancies and irregularities not to invalidate proceedings	„ ss. 39, 143(5).
Certain officers and servants of, to be deemed public servants	„ s. 51.
Agents ; power to make rules requiring absentee owners and of buildings or lands to appoint, for all purposes under Act	„ s. 128(i).
Agents and trustees ; relief to	„ s. 150.
Transfer of public ferries to Board	Act 17, 1878, s. 7.

B.—SMALL TOWNS GOVERNED ON MUNICIPAL LINES.

Power to notify areas, impose taxation and regulate expenditure therein, appoint a Committee and extend Municipal Regulation with modifications	U.P. Act 1, 1900, ss. 193 to 197 (s. 193 am. U.P. Act 1, 1907, s. 11).
---	--

MUNSIF.

Appointment, powers, etc., of. *See* CIVIL COURTS ; VILLAGE COURTS.

MURDER.

Definitions of. *See* WORDS AND PHRASES.

See also CRIMINAL LAW AND PROCEDURE (ENGLISH) ; CRIMINAL LAW (INDIAN), 14 (a) ; INFANTICIDE ; MURDEROUS OUTRAGES.

MURDEROUS OUTRAGES.

(1) British Baluchistan and North-West Frontier : [1]

Reg. 4, 1901, extends to British Baluchistan, but any area or case or class of cases may be excepted	Reg. 4, 1901, s. 1(3).
Punishment of fanatic committing or attempting murder	„ s. 2.
Procedure when offence charged is not punishable under section 2	„ s. 10.
Forfeiture of property and disposal of body of fanatic killed in committing or attempting murder	„ s. 3.
Trial of offender ; modification of Code of Criminal Procedure	„ ss. 4, 5.
Extent of judgment on offender	„ s. 6.

[1] Reg. 4, 1901, has been extended (with modifications) to North-West Frontier by notification under Act 14, 1874.

MURDEROUS OUTRAGES—*contd.*(1) British Baluchistan and North-West Frontier—*contd.*

Execution of sentence on offender; disposal of body on execution of sentence of death	Reg.4,1901,ss.6,7.
Application of law as to confinement for State offences	„ ss.11,12.
Report to Local Government of proceedings in trials	„ s.8.
Bar to appeal from orders or sentences	„ s.9.
Power to arrest without warrant and to take security for good behaviour	„ s.12.
Further preventive and punitive measures (fine on community or forfeiture of assignment or remission of land-revenue or allowance).	„ s.14.
Power for Local Government to issue circular orders	„ s.15.

(2) Punjab :

Power to apply Act 23, 1867, to any part of the Punjab	Act23,1867,s.1.
Act 23, 1867, to remain in force until Governor General in Council otherwise directs	Act9,1877,s.11.
Punishment of fanatic committing or attempting murder	Act23,1867,s.2.
Forfeiture of property of fanatic killed in committing or attempting murder	„ s.4.
Trial of offences under Act 23, 1867; modification of Code of Criminal Procedure	„ ss.5to7, 9,10.
Application of Code of Criminal Procedure in cases not contemplated by Act 23, 1867	„ s.11.
Power to invest officers with jurisdiction under Act 23, 1867	„ s.14.
Disposal of bodies of persons sentenced to death under Act 23, 1867	„ s.8.
Application of Ben. Reg. 3, 1818 (State Prisoners), to persons confined under Act 23, 1867	„ ss.12,13.
Power of Chief Court to issue circular orders for guidance of officers in cases under Act 23, 1867	„ s.16.
Power of Local Government to withdraw classes of cases from operation of Act 23, 1867	„ s.15.

(3) By Mappillas in Malabar District :

Power to declare whole or part of Malabar district to be subject to Act, and power to withdraw such declaration	Act20,1859,ss.2,12.
Act 20, 1859, to continue in force till withdrawn by Local Government	Mad.Act7,1869,s.1.
Forfeiture of property of Mappilla committing, attempting, or abetting murder, or resisting apprehension (in addition to ordinary punishment)	Act20,1859,ss.3,4.
Disposal of bodies of offenders sentenced to death, etc.	„ s.5.
Application of law as to State Prisoners to persons confined under Act 20, 1859	„ s.6.
Power of District Magistrate to apprehend and confine persons pending orders under s. 6	„ s.7.
Penalty on person conditionally liberated under s. 6 returning to India	„ s.8.
Levy of compensation and fine from community when offence committed or when offender not surrendered	„ ss.9,10.
Recovery of fines, etc.; indemnity to Magistrate	„ s.11.

- MURRAY TRUST ACT, 1897 (*See* ENDOWMENT, 1) Ben. Act 2, 1897.
- MUSEUM. *See* INDIAN MUSEUM; PRINCE OF WALES MUSEUM.
- MUSIC.
 Copyright in musical compositions. *See* COPYRIGHT, 2 (a), 5 (a).
 Power of police on complaint to order discontinuance of music
 or the blowing of horn or the sounding of noisy instruments
 in certain cases { (Bo. City) Bom. Act 2, 1904,
 s. 23 (1) (f).
 (Cal.) Ben. Act 4, 1866,
 s. 43 C (ins. Ben. Act 3,
 1907, s. 2).
 (Cal. Sub.) Ben. Act 2, 1866,
 s. 17 C (ins. Ben. Act 3,
 1907, s. 2).
- See also* NUISANCE; POLICE; STREETS, THOROUGHFARES AND
 PUBLIC PLACES.
- MUTINY.
 Validation of fines, etc., imposed, and acts done, during Mutiny; }
 indemnity to officers Act 34, 1860.
- NAGA HILLS. *See* FRONTIER, A, 1.
- NAMINGS. *See* REGISTRATION OF BIRTHS, ETC., A, 4.
- NARANJ. *See* NORTH-WEST FRONTIER PROVINCE, 1.
- NARANJ LAW AND JUSTICE REGULATION, 1903 (*See*
 NORTH-WEST FRONTIER PROVINCE) Reg. 1, 1903.
- NARWADARI TENURES. *See* LANDLORD AND TENANT, V, 3.
- NATIVE CHRISTIAN defined. *See* WORDS AND PHRASES.
- NATIVE CHRISTIAN ADMINISTRATION OF ESTATES ACT,
 1901 [*See* ADMINISTRATION OF ESTATES (INDIAN LAW)] Act 7, 1901.
- NATIVE COINAGE ACT, 1876 (*See* COINAGE) Act 9, 1876.
- NATIVE CONVERTS' MARRIAGE DISSOLUTION ACT, 1866 }
 (*See* MATRIMONIAL CAUSES, B) Act 21, 1866.
- NATIVE PASSENGER SHIPS ACT, 1887 (*See* CUSTOMS (SEA); }
 MERCHANT SHIPPING, 3) Act 10, 1887.
- NATIVE STATE defined. *See* WORDS AND PHRASES.
- NATIVES OF INDIA.
 Definition of. *See* WORDS AND PHRASES.
 Privileges of, as to employment, etc. *See* GOVERNMENT OF
 INDIA, 2 (d), 3.
- NATURALIZATION ACT, 1870 (*See* ALIEN; BRITISH SUB- }
 JECT; INFANT; MARRIED WOMAN; OATH AND AFFIRMATION) 33-4V.c.14.
- NATURALIZATION ACT, 1872 (*See* ALIEN; BRITISH SUB- }
 JECT; MARRIED WOMAN) 35-6V.c.39.
- NATURALIZATION ACT, 1895 (*See* ALIEN; BRITISH SUB- }
 JECT; INFANT) 58-9V.c.43.
- NATURALIZATION OATH ACT, 1870 (*See* ALIEN; BRITISH }
 SUBJECT; OATH AND AFFIRMATION) 33-4V.c.102.
- NAVAL DESERTERS ACT, 1847 (*See* NAVY) 10, 11V.c.62.
- NAVAL DISCIPLINE ACT (*See* ARMY; DEBT; MERCHANT }
 SHIPPING; NAVY; PRIZE) 29-30V.c.109.
- NAVAL DISCIPLINE ACT, 1884 (*See* NAVY) 47-8V.c.39.
- " " " " 1909 (*See* NAVY) 9Edw.7.c.41.
- NAVAL ESTABLISHMENTS IN BRITISH POSSESSIONS ACT, }
 1909 (*See* NAVY) 9Edw.7.c.18.